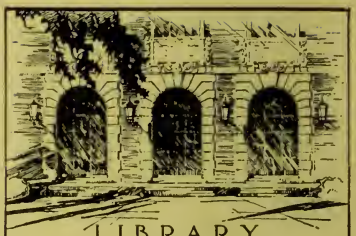

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JOURNAL

OF THE

ADJOURNED SESSION OF 1865-6, OF

THE SENATE.

OF THE

COMMONWEALTH OF KENTUCKY,

BEGUN AND HELD IN THE TOWN OF FRANKFORT, ON MONDAY,
THE FOURTH DAY OF DECEMBER, IN THE YEAR
OF OUR LORD 1865, AND OF THE COMMON-
WEALTH THE SEVENTY-FOURTH.

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JOURNAL

OF

THE SENATE OF KENTUCKY.

THURSDAY, JANUARY 3, 1867.

In pursuance of adjournment, the Senate of Kentucky met at the Capitol in the city of Frankfort, on this day. At the hour of 12 o'clock, M., the Senate was called to order by Lieutenant Governor Jacob, and, on a call of the roll, the following Senators were present and answered to their names, viz:

William S. Botts,	Wm. Johnson,	B. W. Stone,
John B. Bruner,	J. D. Landrum,	Philip Swigert,
Milton J. Cook,	W. W. McKenzie,	Harrison Thompson,
Even M. Garriott,	John A. Prall,	George Wright—13.
John L. Helm,		

Mr. I. C. Winfrey, Senator elect from the 16th Senatorial District, to fill the vacancy created by the resignation of Hon. B. S. Coffey, appeared, produced a certificate of his election, and having taken the oath prescribed by the Constitution, repaired to his seat.

There being no quorum present, on motion, the Senate adjourned to meet again on to-morrow, at 10 o'clock, A. M.

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FRIDAY, JANUARY 4, 1867.

In pursuance of adjournment, the Senate met, and, upon the call of the roll, the following Senators answered to their names, viz:

R. T. Baker,	James W. Gorin,	George C. Riffe,
William S. Botts,	James Harrison,	B. W. Stone,
John B. Bruner,	John L. Helm,	Philip Swigert,
Joseph H. Chandler,	Wm. Johnson,	Harrison Thompson,
Thomas B. Cochran,	Henry C. Lilly,	I. C. Winfrey,
Milton J. Cook,	J. D. Landrum,	W. J. Worthington,
Wm. A. Dudley,	W. W. McKenzie,	George Wright—23.
Evan M. Garriott,	John A. Prall,	

Mr. J. M. Bigger, Senator elect from the 2d Senatorial District, elected to fill the vacancy occasioned by the resignation of W. T. Chiles; Mr. John G. Carlisle, Senator elect from the 24th Senatorial District; Mr. J. W. F. Parker, Senator elect from the 17th Senatorial District to fill the vacancy occasioned by the resignation of the Hon. Thos. Z. Morrow, appeared, produced certificates of their election, took the oath prescribed by the Constitution, and repaired to their seats.

A message was received from the House of Representatives by Messrs. McHenry, J. F. Bell, and Reed, informing the Senate that they had met and were now ready to proceed to legislative business.

A message was also received from the House of Representatives by Messrs. Thomas, Lawrence, and Young, announcing that they had been appointed a committee on the part of the House of Representatives, to act in conjunction with a similar committee to be appointed on the part of the Senate, to wait upon the Governor to inform him that the General Assembly had again convened, and were now ready to receive any communication he might see proper to make to them.

On motion of Mr. Wright,

Ordered, That a committee be appointed, whose duty it shall be to inform the House of Representatives that the Senate had met and were now ready to proceed to legislative business; and also to inform them that a committee on the part of the Senate had been appointed, to act in conjunction with a similar committee from the House, to wait upon the Governor to inform him that the General Assembly had

again convened, and were now ready to receive any communication he might think proper to make.

Whereupon Messrs. Wright, Thompson, and Harrison were appointed said committee.

After a short time, Mr. Wright reported that the committee had discharged the duty assigned them, and were requested by the Governor to say to the Senate that he would immediately lay before them a message in writing.

A message in writing was received from the Governor, by Mr. John S. VanWinkle, Secretary of State.

Said message was taken up and read as follows, to-wit:

Gentlemen of the Senate and House of Representatives:

Upon resuming your session after ten months of vacation, it is a subject of congratulation, that, during that period of a "seed time and harvest," a beneficent Providence has blessed our people "in their basket and in their store;" that "the pestilence that walketh in darkness, and the destruction that wasteth at noon-day" has been withheld; for which, with thankful hearts, we should "bless His holy name." Our fields have yielded abundant harvests; flocks and herds have been multiplied; and the material interests of our people have prospered, notwithstanding the great change in our labor system, which, at the beginning of the year, cast a gloom over our prospects and hopes.

Having at the commencement of your session communicated with you by regular biennial message, now, upon the resumption of your labors, it is only deemed necessary, in this special communication, to lay before you some matters which have arisen, and such as have assumed increased importance since your adjournment.

The civil war through which we have just passed has left upon us some evils of a civil, as well as of a political character. It has left an increase of lawless spirits, and consequent increase of criminal acts; yet a remarkable degree of quiet and order has prevailed, far beyond the hopes of the most sanguine.

The return of so many to the walks of peaceful life, after years of sanguinary conflict, and the prompt obedience yielded, and support given to the enforcement of law and order, while it may justly command the wonder and admiration of the world, to us, only demonstrates the superiority of a people who engage in conflict, not to overthrow, but maintain, *the right*. Differing, as did our people, *as to the right*, yet when it was determined by the *ultima ratio populii*, they have,

as a body, united to uphold and maintain *the right* so determined. The consequence is, that the increase of crime is far below the measure of the most reasonable expectation.

The courts have been open and unobstructed, and, with few exceptions, the officers vigilant in discharge of duty. The harmony and cordial feeling which has been so readily established among those of our citizens lately in hostile array, has contributed greatly to our exemption from the evil sequences of civil war, and to the re-establishment of order and enforcement of law.

To promote this restoration of the true and proper relations of our people, and secure a zealous attachment to the laws of peace and order, I adopted the policy, at the close of the war, of granting pardons to the soldiers of either army who were charged by indictment, in the courts, for offenses alleged to have been committed by them as soldiers, while in the service, and during the war.

I am gratified to know that this policy has been rewarded with the happiest results. Harmony and friendly relations now subsist, where, otherwise, communities would have been arrayed in the bitter and angry passions of the strife through which we had just passed.

Doubtless the soldiers, of either army, did many things wrong and violative of the laws of legitimate warfare, and in conflict with the laws of civil rule; and had they been promptly punished by their officers, or been handed over to the civil authorities for punishment, such offenses would not have been repeated. But such was not the course pursued by either army. The very offenses, for which the soldier is pursued by indictment, had their origin in the remissness of the officers, and, in many instances, had the sanction of their authority, and sometimes their positive command. The offense was not so much that of the soldier, as it was the remissness of the officers in failing to maintain and enforce discipline, and a proper observance of the rules of legitimate warfare. But when the war ended, and the soldier was discharged, and had returned to the peaceful walks of life, and resumed his place as a citizen, the whole purpose of punishment *as to the soldier* ceased.

Criminal punishment is neither to *redress* the wrong, nor to benefit the criminal; but, by *example of* punishment, to *restrain others* from like offenses, and thus protect society. It does not benefit the murderer to hang him, nor does it restore the dead; but the example of punishment deters others from committing like offense.

Had the soldier, while in the service, been punished, by either military or civil tribunals, for his offenses as a soldier, the example would

have prevented recurring wrongs. This was not done, as it should have been; and now there are no soldiers to be controlled by example; consequently, the purpose of punishment in such cases has been forestalled by peace.

The only thing which punishment in such cases can now satisfy, is the private vengeance of injured parties, who will not forgive, and who cannot understand, *why war was not carried on peaceably.*

The peace and harmony of society is too great a boon to be sacrificed to the gratification of a vengeful spirit.

If the returned soldier be held to answer indictments in the civil courts for acts which he, as a soldier, committed—how wrong soever they may have been—it will array every community, where such trials are had, in bitter conflict and fierce hostility, upon the sides they respectively espoused during the war. Juries will *divide* upon the same line, and fail to agree; and witnesses will testify with the same leanings. Continued strife, bitterness, and hostility, upon the war issues, will be kept alive, and a general demoralization of communities be the result.

Moreover, it should be borne in mind that most, if not all, of the offenses for which soldiers stand indicted, were committed by them under the mistaken notion that, by such acts, they were aiding their cause in punishing an enemy, and not with a *felonious intent.* This conviction upon the part of the soldier, as to his rights and duties to his cause, was strengthened by the fact that the words and conduct of his superior officers tended to encourage, rather than restrain him. He saw such things either commanded or authorized to be done by superior officers, or at least permitted to pass unrebuked—except by a smile and wink.

Thus was the soldier led to believe that he, by those very things for which he stands indicted, was doing service to his side of the battle. Saul of Tarsus, with authority to persecute from city to city, and bind and scourge Christains, thought he was doing God's service! It required a light above that of the noonday sun, and an audible voice of warning from God, to convince Paul of his error and sin.

The light of peace has been sufficient to enlighten our soldiers, of either army, and return them to the quiet walks of life, with a due regard for law and order, and proper respect to the rights of their fellow-citizens.

Shall they now be pursued and hunted down through the courts, by those who shared with neither the dangers of the conflict? Shall

those who remained at home be permitted to perpetuate the war indefinitely, now that armed hostilities have ceased, and the way of peace is open? Shall we have peace with forgiveness of the past, and restoration of the old relations of friendship; or war, waged through the courts, with vengeance for a leader, false oaths and partial jurors as the avenging hosts?

To avoid the dire calamities of a continued and corrupting strife, so far as brought before me, I have promptly relieved the dockets by pardon. The trial in such cases would evoke the evils and precipitate the calamities. The policy adopted and carried out has not been so much in reference to the claims of the applicants, as for the interests of the communities where such cases were pending in the courts. After such a conflict as that through which our nation has passed, the people have a right to be exempted from the continued agitation of the issues of the war, and the aggravation of the feelings and wrongs provoked by it. At the close of a civil war, PEACE and AMNESTY are correlative and dependent. Without *amnesty*, there can be no *peace*. Unless forgiveness *covers the acts of war*, and relieves those engaged therein, there is no real peace; the war is but transferred from the *field* to the *forum*, where *timid* and *corrupt men may swear away* that for which brave men and true struck the manly blow.

In such case the evils of the strife will thicken and lower more darkly, and pall in sullen gloom to obscure from our hopes all visions of peace.

Exceptions to the amnesty only detract from the peace—only conceal "the silver lining" which should make radiant the retiring clouds of war.

To assume that this or that man—this or that class—has sinned too greatly to be forgiven, is but to declare a *partial*—not an *entire* peace. The breach made by exceptions may widen until the flames of strife, rekindled from the dying embers of war, may again lick the life-blood of our people. Amnesty only can extinguish the embers and cool the heated ashes. These principles have guided me, and are deemed applicable alike to State and Nation.

It would greatly promote the complete restoration of all the true and proper relations of our people, if you would end the strife in the courts about acts of the soldiers, of either army, while in the service during the war, by requiring the dismissal of all such cases from the docket in bar of further prosecution. If it be said that thereby some great offenders will escape merited punishment, this may be granted,

and the reasons for such action be overwhelming. Will not the interests of society be far better subserved by permitting some bad men to go unwhipped of justice, than, in order to punish them, to keep alive so large a number of improper prosecutions to fret and fever the popular mind, distract the public judgment, pervert justice, embitter and corrupt the popular heart?

The example thus set by you, would be a lesson of wisdom and statesmanship, which our national rulers might consider with profit.

CRIMINAL CODE.

Your attention is invited to the propriety and justice of amending our Criminal Code, so as to graduate the punishments more aptly to the degree of criminality.

Our Code adheres to the penalty of death in all grades of murder, whether committed upon *deliberation* and *forethought*, or in sudden passion, provoked by insult, but not sufficiently great to reduce to manslaughter. The result has been that a conviction can seldom be had, where human infirmity appeals to the charity of human nature.

The popular judgment has long, and, I think, wisely been averse to such extreme penalty in the class of cases where malice aforethought is *implied* from the absence of *great provocation*, as measured by the law. Although the feelings may be outraged and the person insulted, almost to phrensy by words and gestures, yet our Code makes no allowance therefor; but denounces the slayer as equally guilty with him who lies in wait or poisons, or prepares himself and deliberately hunts down and slays his victim. The result of this hard, indiscriminating Code, has been, and will continue to be, that the humanity of the people, being so far in advance of the humane discriminations of the law-giver, convictions cannot be had for this grade of offense. Juries disagree until witnesses die or remove from the country, and the prosecution is worn out by delay.

Murder should be classified into murder in the first and second degree. Murder in the first degree to consist in killing upon deliberation and forethought, or in the attempt to commit some other felony, and to be punished with death. Murder in the second degree to consist in killing in sudden passion, without previous deliberation, but upon such provocation as is not, in law, deemed sufficiently great to reduce to manslaughter; the punishment to begin where manslaughter ends.

It is also suggested that you consider the practicability of establishing a House of Correction or Reform, to which youthful offenders may be sent, instead of the penitentiary. It is now a very appropriate

time for this subject to be considered, as the large number of convicts now in the penitentiary, with the prospect of large increase of the numbers, renders it necessary that you make some provision for their keeping. There are now 450 convicts in the penitentiary, 311 of whom are white males, 3 white females, 116 colored males, and 20 colored females. There being only 375 cells or sleeping-rooms—and they small—a large number have to be doubled, thus rendering it insecure, and unhealthy.

Quite a number of those confined are youthful offenders—not hardened criminals—and ought to be reformed and reclaimed to society and usefulness. "In life's morning march" they have strayed from honest courses, and, by our system of punishment, they are declared *infamous*, and their youth handed over to shame. At the *altar* of *justice* (?) their young hopes and joyous spirits lay blighted; and a ray of hope may scarcely visit their prison to cheer the young heart, and light their way to an honorable and useful life. This is but a refinement upon barbarism, and unworthy an enlightened and Christian age. Professing humanity, we practice cruelty; preaching Christian charity, we imprison hope.

I most earnestly urge you to establish HOUSES OF REFUGE, to which youthful offenders may be sent; where they may be taught some useful art or trade, and receive mental culture and moral training to fit them for useful and honorable lives; instead of having the *brand* of Cain fixed upon their young brows, and being sent forth despised wanderers to depredate upon society.

This class of persons should not be sent for fixed periods; but to remain until they receive the rudiments of a common school education, with sufficient moral training to give assurance of reform, and a knowledge of some useful trade; this to be determined by the Trustees or Board of Visitors.

Some rule of commutation of punishment in the case of older offenders should be adopted, whereby good conduct, and evidences of reform, may shorten the term of punishment fixed by the judgment of the courts, and thus hold out to convicts encouragements to good conduct. This purpose would be greatly aided by making a discharge, by reason of good conduct, operate to remove all the disabilities of conviction.

As you are men, the claims of humanity have a hold upon you. As you are law-givers, wisdom and statesmanship should animate your councils and shape your legislation. I therefore, in this general

way, call your attention to this subject, trusting that your conjoint wisdom may evolve such measures as will meet the occasion and answer the demands or reform.

The report of the Superintendent of the Eastern Lunatic Asylum is herewith transmitted.

It will devolve upon you to make some provision for the care of colored lunatics. The claims of humanity should ever be promptly met. No provision being made for this class, they are left as a charge upon their former master, or go uncared for. This should not be. Without any necessity for increasing our hospitals, additions can be made, convenient to the present Asylums, expressly for this class, and place them under the present and future Superintendents of the Eastern and Western Lunatic Asylums.

Before passing from the subject of the colored population, it is deemed proper to suggest a careful revision of all the laws in reference to that class. The sudden and radical change of their relations from slavery to freedom, their inferior condition and dependent situation, requires that wise and just legislation, devoid of the prejudices of party or race, should be adopted to secure them in the peaceable enjoyment of life, liberty, and property. It is to be regretted that the bill No. 94, reported to the Senate during your first session, by the Committee on the Judiciary, did not then become a law, as it fully met the requirements of justice, and would have avoided some unpleasant conflicts of jurisdiction between the State and Federal authorities. You will now have an opportunity to perfect your legislation upon this subject, with an enlarged experience, and better comprehension of the duties and necessities of the occasion.

I trust your wise and prudent legislation may be such as to remove the flimsy pretences of an unreasoning fanaticism, for any further disregard of the Constitution of our fathers, through Freedmen's Bureaus and Civil Rights bills.

Your attention will also be directed to the adoption of such laws as may encourage and invite immigration to the State of a superior class of laboring population. Freedom bestowed upon the inferior race of man, withdraws from him the protecting care of the superior, and leaves him to meet the superior race in the struggle of life, and must, by a universal law of nature, rapidly destroy from among us the inferior race. The Indian, though superior to the negro, vanishes before the progress of our race, and testifies by his decay the resistless course

of natural law. True statesmanship admonishes us to make timely provision for the supply of a laboring population.

Until "the leopard can change his spots," or "the Ethiopian his skin," will all the efforts of fanaticism to repeal or nullify God's laws be unavailing.

As auxiliary to the object of promoting immigration, it is suggested that you provide by law for the annual collection of statistics of population and productions—agricultural, mechanical, mineral, &c.

This may readily be done through the assessors of tax for a very trifling additional cost, and will be of much advantage in promoting immigration, as well as giving to our farmers, mechanics, miners, and others, important and guiding information to their interests.

We have no arrangement by which these important matters of statistics can be ascertained; and provision should be made for the future in reference thereto. The vast mineral wealth of our State remains a secret—buried from the world of industry and enterprise. It should be brought to view through the use of proper instrumentalities—by geological surveys, internal improvements, and by suitable encouragements to enlist enterprise, capital, and labor.

Eastern Kentucky, known as "the mountains," with its hardy and noble population, remains, with all its vast mineral wealth, in comparative obscurity, because proper facilities to the development of its wealth have never been furnished by any aid from the State.

The act incorporating "The Kentucky River Navigation Company," approved March 1st, 1865, it is to be hoped, will be carried into successful operation. By this act the completion of two additional locks and dams will secure to the company a lease for fifty years of those owned by the State, upon payment of a rent of $2,500 per year. The work is required to be commenced within four years, and to be completed as high up as the Middle Fork within twelve years.

The completion of this improvement is rendered more certain by thus enlisting private capital and individual enterprise; and, when completed, will not only secure the State from annual expense, but yield an income to the State and remuneration to the company.

The vast coal fields, mountains of iron ore, and other valuable minerals, together with the inexhaustible forests of the finest timber, which this will open up to market, will establish a trade upon the river which will make the work profitable, besides adding greatly to the wealth of the State and citizens by the appreciation in the value of lands now held at but little value.

A similar disposition of the improvements on the Green and Barren rivers should be made, and your attention is invited thereto.

The necessity for some system which is safe and practical in making turnpike roads is becoming daily more urgent.

To insure success and make the investment profitable, the majority of the capital invested in public improvements should be drawn from private capital, so as to insure individual enterprise and a prudent and careful management of the improvements, as well as economy in construction.

A system which has given much satisfaction where tried, in the construction of metal turnpikes, is to authorize the county court of a county, within which or through which a road is proposed to be constructed, to take stock not to exceed one fourth or one third of the stock per mile; and when satisfactory evidence is produced to such court that a sufficient amount has been taken by responsible subscribers, with that subscribed by the court, to construct the whole or part of said improvement, the court thereupon to issue county bonds, bearing interest, for as many miles as there is stock subscribed sufficient to construct the road, and transfer them to the company in payment of that much of county subscription. The bonds to be disposed of or retained by the company, as the company may elect. The court to levy an ad valorem tax upon the real estate of the county, sufficient to meet the interest upon the bonds, when issued, from time to time.

The taxes levied upon the real estate will rapidly accumulate a surplus as a sinking fund to meet the principal, owing to the appreciation in the value of real estate by reason of such improvements.

It would be well to consider the expediency of adopting some general law upon this subject; also, whether or not it be expedient for the State to give aid upon the same principles to the construction of railroads within or through the State.

Without assuming to recommend any special system, these suggestions are thrown out, that your attention may be called to the subject, and that you may, if possible, devise some safe and practical mode for the encouragement and development of such improvements as the growing interests of the State demand.

The early experience of Kentucky in making improvements was not satisfactory as to the item of cost. This was owing to the State assuming too much, and drawing too little aid from private capital, thus losing the benefits which private pecuniary interests never fail to secure, in enterprise and prudent management of the work.

The finances of the State are in a very satisfactory condition. The present indebtedness of the State is $5,324,651 79.

The resources of the Sinking Fund are estimated at $8,127,681 01. At the close of the year 1866, on 31st December, there was in the Treasury $1,864,444 18.

Our claim upon the Federal Government for reimbursement of expenditures in support of the war has not yet been paid. Our claim yet shows a balance in our favor of $2,438,347 91. This claim has been actively and persistently pressed for settlement; and I have insisted on the payment of at least half a million of the debt, so as to enable us to discharge our outstanding war debt; but though hopes have been held out of a speedy payment of that much, as yet it has been withheld. For this delay in the adjustment of the claims of Kentucky, no good reason, we think, can be given. But as we have no mode of coercing the debt, we must abide our time, and trust to an abatement of any unjust prejudice against our State and people, which may withhold the payment, and to an awakened sense of justice upon the part of those whose duty it is to cause its payment.

I recommend that you pass a general law, authorizing the Commissioners of the Sinking Fund to apply, from time to time, any surplus, over estimated expenses, to the purchasing in of the outstanding bonds of the State. It is not good economy to be paying interest, with the means in hand to purchase in and extinguish the principal.

Your attention will doubtless be given to promoting the agricultural interests of the State; and, as one of the means of encouragement, the usual aid should be continued to the State Agricultural Society.

I have the pleasure of announcing to you that the Agricultural and Mechanical College has been successfully inaugurated as one of the colleges of Kentucky University. The Regent's report will, when received, be laid before you.

Much credit is due to the Regent of the University, Mr. John B. Bowman, for his energy and efficiency in securing the success of this institution. A statement of the disposition made of the land scrip donated for the college by Congress, will be laid before you when received from M. C. Johnson, the agent appointed by the Commissioners of the Sinking Fund to dispose of the same.

The destruction of some of the offices and public buildings in November, 1865, and the insecure and insufficient buildings appropriated to the offices of Treasurer and Auditor, suggests the expediency of completing the Capitol building according to the original design,

by constructing wings, so as to give a Senate Chamber in one wing, and Representative Hall in the other, and apply the basement to supply the Treasurer's and Auditor's offices, and other offices not provided. The present Representative Hall would make a good library room, and the Senate Chamber a good court room for the Court of Appeals.

By constructing wings to the present building, a more spacious Senate Chamber and Representative Hall could be provided; and the building, completed, would supply safe and sufficient offices for all the departments not provided for, together with Chambers for the Judges of the Court of Appeals.

It is also suggested as worthy your investigation, that you inquire into the expediency of establishing a State Printing Office, in which the public printing may be done by printers employed by the State. Would or not this save to the State from one third to one half the cost of public printing required under the mode heretofore adopted?

In response to the "resolutions in relation to military expenditures," approved February 17th, 1866, I transmit herewith statements furnished to me by the Quarter-Master General, A, B, C, D, E, and F. These statements fully respond to the first and third resolutions, with this additional explanation: The contract was made while the war was flagrant, and a much longer and bloodier struggle anticipated. The sudden and unexpected termination of the war dispensed with the necessity of immediate delivery of the guns as per contract; and time was given to furnish them in a convenient time, to be paid for when delivered. This extension was thought to be beneficial to the State, as the Military Fund was then exhausted; and time was thus obtained for payment, thereby saving the interest which would have accrued in the meantime—the money having to be borrowed upon the bonds of the State.

In response to the second resolution, you are referred to my message delivered at the commencement of your session, pages 8 and 9, which states the necessity for, and the funds employed to construct, the buildings. Further information in reference thereto, can be found by reference to an act, entitled "An act appropriating money to a State Secret Service Fund," approved August 22d, 1862, chapter 618, page 247, Session Acts 1861–2–3.

The amount paid for the entire work, including that destroyed by the fire, was $18,748 28, as exhibited by the account herewith transmitted. What proportion of this sum was invested in the buildings

now remaining, may be approximated by referring to the items of the account.

John Haly, the contractor for the work, has filed with me his claim for remuneration for the work which he replaced after the fire, amounting to $2,500. This sum has not been paid, but stands as a claim against the State. As he was in no manner to blame for the loss—the fire having communicated from adjacent buildings—he should be compensated for his actual loss, to be ascertained by your committee. I transmit herewith his claim as made out and furnished to me, with his vouchers, that you may refer the same to the appropriate committee.

Having laid before you all such matters of local concernment, and such as pertain exclusively to the jurisdiction of the State, as are deemed of importance for this special communication, your attention is finally directed to a subject which embraces the interests of the Nation as well as of the State.

The restoration of the Government of the United States upon the basis fixed by the Constitution, and laws pursuant thereto, which was the legitimate result of the victory of the Union armies, and of the entire surrender of rebellion, followed by peace, is yet denied to us. The organized rebellion against the Government, which was overcome by arms, was not more hostile or less dangerous to our free form of government, than the spirit and temper of the dominant sectional majority that now denies a constitutional restoration. The armies raised by our Government were for the avowed purpose of *preserving the Union as formed by the Constitution.* The soldier fought to attain this object. Now that the victory is ours, and armed rebellion has ceased, we have the strange spectacle of a dominant sectional majority in Congress denying to those who rebelled the privilege of submission to the government as it exists; and to those who fought to maintain it, the fruits of their victories, and the security of the government which they fought to maintain. A new and different government is sought to be forced upon the Nation, as a condition precedent to the recognition of the existing Constitution.

The phrenzy for destruction which seized upon the people of the Southern States, now that they have returned to reason, has transferred to the Northern and some of the Western States; and the fires of fanaticism stir the blood of the colder North with the intense glow and heat of sectional hate of the South, and urges forward its votaries, in the fatal blindness of their passion, to the destruction of

that Government which has just been so successfully and triumphantly sustained and vindicated by the valor and endurance of our soldiers. This denial is made under the pretense of love for the Union; when it is patent that nothing but a desire to perpetuate power in the hands of a sectional party prompts their action. The just balance of powers between the State and National Governments is sought to be destroyed, and the centralization of powers to be established in the Federal Government, through amendments to the Constitution, which, if successful, will destroy those rights reserved to the States and people, and which are essential to the preservation of free government.

Since your adjournment the Secretary of State of the United States has transmitted to me an authenticated copy of a "joint resolution" proposing amendments to the Constitution, purporting to have been submitted "by the Senate and House of Representatives of the United States of America in Congress assembled (*two-thirds of both Houses concurring*,") to the Legislatures of the several States, to become part of the Constitution when ratified by three fourths thereof. I now lay the same before you for your consideration, with some views in relation thereto, which impress me as worthy of thought.

The power to amend, alter, or change the Constitution in a free government is an inalienable right; and the mode prescribed for exercising this right is essentially conservative and anti-revolutionary. The modes prescribed by our Constitution, in which, only, amendments may be made, conserves the right, by removing all excuse for overthrowing or changing the government, either by *force* or *innovation*. It is as revolutionary to disregard the requirements of the Constitution, in changing or amending it, under pretense of following its forms, as to overturn it by force.

The Constitution of the United States secures different modes of amendment, either of which followed, is lawful; none other is; and thus, by its increased facilities for amending, magnifies the wrong of attempting to alter or amend otherwise than as provided.

Has the "proposed" amendment been submitted according to the requirements and with the sanctions of the Constitution? If it has, we should consider and weigh the amendment proposed, and adopt or reject as in our judgment will most redound to the welfare of our country; but if not so submitted, should be promptly rejected as unworthy of further consideration.

The Constitution of the United States, article V, section 1, provides that "THE CONGRESS, whenever *two thirds of both Houses* shall deem it

necessary, shall propose amendments to this Constitution; or, on the application of the Legislatures of two thirds of the several States, shall call a convention for proposing amendments, which, in either case, shall be valid, to all intents and purposes, as part of this Constitution, when ratified by the Legislatures of three fourths of the several States, or by conventions in three fourths thereof, as one or the other mode of ratification may be proposed by Congress," &c.

WHAT IS "THE CONGRESS" of which two thirds *of both Houses* have to concur in proposing amendments? Article 1, section 1, makes a Congress "consist of a Senate and House of Representatives." Section 2 provides: "*The House of Representatives shall be composed* of MEMBERS CHOSEN every second year by the people of the several States; and the electors in each State shall have the qualifications requisite for electors of the most numerous branch of the State Legislature." Section 3. ¶ 1. "THE SENATE of the United States shall be *composed* of two Senators from each State, CHOSEN by the Legislature thereof, for six years; and each Senator shall have one vote."

"THE CONGRESS," therefore, as defined by the Constitution, consists of a House of Representatives COMPOSED of MEMBERS CHOSEN every two years by the people of *the several States*, and of a Senate COMPOSED of TWO SENATORS *from each* State, CHOSEN by the Legislature thereof for six years; *two thirds of whom* (*i. e.*, of the MEMBERS CHOSEN of each House) must concur in submitting amendments.

An amendment to the Constitution of the United States *is not* PROPOSED to *the Legislatures of the several States, unless it has been passed by the vote* of *two thirds* of *the* MEMBERS CHOSEN *to he Senate and House of Representatives*, in the manner prescribed by the Constitution.

Section 5. ¶ 1. "Each House shall be the judge of the elections, returns, and qualifications of its own members; and a majority of each shall constitute a *quorum* to do business; but a smaller number may adjourn from day to day, and may be authorized to compel the attendance of absent members, in such manner and under such penalties as each House may provide." The second paragraph gives power to punish disorder, and, by a two-thirds vote, expel a member.

Now, it will be observed that it requires two thirds of both Houses of "THE CONGRESS" to *propose* amendments; but a majority of each House shall constitute a *quorum to do business*. *A quorum* is not the *Senate* nor *House*, but only a *majority* of either, and authorized to do business in the name and with the authority of either; but only such business as a majority of either House could pass if all the *members*

chosen were present and voting. Under and by virtue of the 5th section before quoted, a *majority* of a *majority*, in doing business, has the effect and force of a concurrence of a majority of the whole. But "a *quorum*" of "*the Congress*" does not *compose* "*the Congress;*" it only composes "a quorum" of "the Congress," with power to transact such business only as a majority of "the Congress," in full session, might do. "A quorum" is not a majority of the members present, or who are admitted to seats, but a majority of those "*chosen.*" All "*chosen* by the people of the several States" to the House of Representatives, and to the Senate by the Legislatures thereof, must be considered as *members composing* "the Congress" until, for defect in "the elections, returns, or qualifications," their seats be declared vacant by the respective Houses. That they are not permitted by a majority to take the oath of office does not destroy their *membership*, it only prevents their *individual* action as members. They, by the Constitution, when *chosen* become *members*, and are entitled to vote and be counted as component members of Congress, until their disqualification and exclusion from seats has been determined by their respective Houses, and their seats declared vacant. For it must be borne in mind that it is not the oath of office or consent of a majority to their taking their seats that constitutes them "*members;*" but they constitute "members" of the House by being "chosen" by the people, and of the "Senate" by being "chosen" by the Legislature; and they take the oath of office *because* they are "*members*," *not to make them* "*members.*"

That such was the understanding of the framers of our Constitution, is further illustrated by their providing in section 3, ¶ 6, upon the subject of impeachment: "And no person shall be convicted without the concurrence of two thirds of the *members present.*" If *two thirds* of "a *quorum*" constitutes two thirds of "the Senate," then the use of the word "PRESENT" is without meaning. For it being provided that a majority of either House should constitute "a quorum to do business," if *a quorum* be "*the Senate*," then two thirds of "*a quorum*" would be two thirds of "*the Senate;*" and the word "*present*" was wholly uncalled for and useless—the power being already conferred upon two thirds of "those present," if a quorum be "the Senate." The framers of the Constitution did not so understand themselves, and hence they conferred, by express terms, the extraordinary power of impeachment upon "two thirds of the members *present*"— not requiring two thirds of "the Senate"—but only two thirds of a quorum, or those "*present*" constituting a quorum to do business.

The power to amend the organic law of the Union was more fully guarded than impeachment. It only requires two thirds of a quorum, or of those "present" constituting a quorum, to impeach; but to *propose amendments* "two thirds of both Houses" of "the Congress" must concur; not two thirds of "a quorum" or of those "present," but *two thirds* of "BOTH HOUSES."

The resolution submitting the proposed amendments does not come to us with the sanction of *two thirds of the members chosen by the several States* to the House of Representatives and Senate; twenty-two "Senators" *chosen* by eleven States, and fifty-five *members* of the House of

Representatives chosen by the people of eleven States, not being admitted to seats nor counted in the pretended passage of the resolution; and is not, therefore, constitutionally submitted.

If it be objected that by this construction, contumacy, or negligence upon the part of States and people in refusing to elect members, would defeat the powers of Congress, the objection is met by the language of the Constitution, which *constitutes* the *members chosen* "the Congress." None are *members*, and to be counted as *composing* "the Congress," until they are *chosen* by "the people of the several States" to the House of Representatives, and to the *Senate* by the respective Legislatures thereof.

The objection that the withdrawal of members and refusal to attend would defeat the powers of Congress, is equally untenable; because, by the provision before quoted, less, even, than a majority, is vested with power "to compel the attendance of absent *members* in such manner and under such penalties as *each House may provide*;" and were their attendance enforced, their opposition would not be less formidable present than absent. Each House has power to provide the penalty of expulsion for refusal to obey the summons, and thus reduce "the Congress" to the "*members* chosen" and who attend in obedience to the requirements of the House. When expelled, the seat is vacated until another be "*chosen*" to fill the vacancy. Vacant "membership" does not exist under the Constitution.

Entertaining this view of the constitutional powers of "the Congress" to propose amendments, the amendment submitted to your consideration is not regarded as coming with the sanctions of the Constitution, and therefore should be rejected. A further consideration of the amendment proposed is not deemed necessary, and objections to it in detail not required for this communication. I will only add, that were the provisions as acceptable as they are objectionable, the fact that they are not proposed in conformity with the requirements of the Constitution, would be sufficient to compel their rejection; and more especially so, when they are held out as a condition precedent to admitting rights already secured by the existing Constitution.

It is idle to propose amendments to a Constitution, the existing provisions of which are held at naught by those proposing the amendments. Let them first learn to obey that which already exists, before proposing amendments thereto. In the language of my inaugural address, "*a departure from constitutional faith is the foundation of all the evils now upon us; a return is the only permanent remedy.*"

Kentucky has ever kept this faith. She has given her blood to maintain and enforce the obligations of the Constitution upon her own people of the Southern States; and will not now falter in demanding and exacting a like obedience from others by all appropriate means at her command. We cannot consent to the overthrow and destruction of our government in the hour of its triumph. The constitutional unity of the States, and the rightful obligations it imposes, have been successfully asserted and vindicated by the valor and blood of our sons; and we will not now consent to the destruction of States, whose stars gem our national flag, and whose people are our people, whatever

may have been their past errors. True allegiance—*now*—is the only proper test of loyalty to the existing government. Let this test be applied, admit or exclude whom it may

To make the support of a proposed change in the forms of government the test of loyalty to the existing constitutional government, is far more iniquitous and unjust than to make the past disloyalty a perpetual test. The former abases and destroys manhood—the latter denies repentance and reform.

Pledges to support and maintain a government may be written on paper, but they can only be given in the heart. The voluntary consent to support and maintain a government is the only true pledge. This cannot be obtained by a policy in conflict with constitutional right, and which oppresses and abases those from whom the pledge is exacted. A true statesmanship never yields principle to the fears of the timid—the hate of the sectional—the exactions of the covetous, nor the desires of the partisan. If these be discarded from our national councils, the wisdom of the Constitution will prevail, the hopes of the patriot revive, our discords be ended and our security established.

I cannot close this communication without mention of the death of our late Secretary of State, Hon. E. L. VanWinkle. To me his death was the loss of a valued and tried friend and an able counsellor; to the State a faithful officer; to the world, a man of high attainments and exalted intellect. His death occurred at his residence on Wednesday, May 23d, 1866. He now rests with Kentucky's honored dead in the Frankfort Cemetery. It is not necessary that I should call upon you, who knew him and his great worth well, to bestow upon his memory suitable testimonial of respect. With you this rests to be done.

As heretofore, I shall continue to co-operate with you in every measure which may tend to advance the interests, promote the welfare, and secure the happiness of our people.

THO. E. BRAMLETTE, *Governor of Ky.*

ACCOMPANYING DOCUMENTS TO GOVERNOR'S MESSAGE.

(A.)

Statement of the amount of money received by the Military Athorities of the State of Kentucky, from January 1st, 1861, to include December 31st, 1865:

1861.			
May	3.	Amount received from Southern Bank of Kentucky, loan	$60,000 00
May	3.	Amount received from Commercial Bank of Kentucky, loan	10,000 00
May	3.	Amount received from Bank of Louisville, Kentucky, loan	10,000 00
October	2.	Amount received from Northern Bank of Kentucky, loan	250,000 00
October	10.	Amount received from Bank of Kentucky, loan	300,000 00
October	21.	Amount received from Bank of Louisville, Kentucky, loan	200,000 00
October	23.	Amount received from Northern Bank of Kentucky, loan	50,000 00
October	25.	Amount received from Farmers' Bank of Kentucky, loan	100,000 00
November	1.	Amount received from Northern Bank of Kentucky, loan	50,000 00
November	5.	Amount received from Farmers' Bank of Kentucky, loan	50,000 00
November	5.	Amount received from Bank of Kentucky, loan	100,000 00
November	19.	Amount received from Farmers' Bank of Kentucky, loan	100,000 00
November	19.	Amount received from Commercial Bank of Kentucky, loan	100,000 00
November	20.	Amount received from Bank of Kentucky, loan	100,000 00
November	29.	Amount received from Bank of Ashland, Kentucky, loan	35,000 00
		Amount carried forward	$1,515,000 00

		Amount brought forward	$1,515,000 00
December	14.	Amount received from Northern Bank of Kentucky, loan	150,000 00
December	31.	Amount received from Farmers' Bank of Kentucky, loan	100,000 00
1862.			
February	18.	Amount received from Bank of Ashland, Kentucky, loan	30,000 00
April	1.	Amount received from sales of public property	30 00
April	3.	Amount received from sales of public property	54 50
April	10.	Amount received from sales of public property	148 00
April	16.	Amount received from sales of public property	68 50
May	28.	Amount received from sales of public property	318 74
June	4.	Amount received from sales of public property	66 75
June	11.	Amount received from sales of public property	26 25
June	27.	Amount received from the United States on account of war expenditure	315,000 00
July	8.	Amount received from sales of public property	177 00
July	28.	Amount received from sales of public property	262 50
August	1.	Amount received from sales of public property	1,357 82
August	1.	Amount received from J. C. Ruckler, over charge on transportation of clothing, camp and garrison equipage, refunded	9 10
August	1.	Amount received from H. R. Brown, for transportation on clothing from Cincinnati, Ohio, to Louisville, Kentucky, the clothing being deliverable by contract, refunded	1,116 86
August	1.	Amount received from J. Wurts, under circumstances as above	195 01
August	28.	Amount received from the United States on account of war expenditures	436,000 00
August	28.	Amount received from L. C. Forsythe, for rent of storehouse	100 00
1863.			
January	1.	Amount received from A. E. Adams, for transportation, refunded	285 00
February	18.	Amount received from F. W. McKinney, for transportation, refunded	41 80
February	19.	Amount received from the United States, duty on arms, refunded	5,813 10
February	28	Amount received from sales of public property	79 35
June	10.	Amount received from the United States on account of war expenditures	100,000 00
August	31.	Amount received from sales of public property	70 84
August	31.	Amount received from sales of captured property	845 74
August	31.	Amount received from Commissioners of Sinking Fund	320,000 00
1864.			
March	19.	Amount received from the United States on account of war expenditures	200,000 00
March	19.	Amount received from sales of public property	837 00
March	19.	Amount received from Dr. Hutchison, refunded	40 00
March	19.	Amount received from Bank of Kentucky, loan	31,940 84
April	31.	Amount received from sales of public property	31 60
May	31.	Amount received from sales of public property	613 50
May	31.	Amount received from sales of captured property	95 00
May	31.	Amount received from Adams Express Company, refunded	100 00
August	2.	Amount received from Bank of Kentucky, loan	50,000 00
August	23.	Amount received from Marion County Sinking Fund	100,000 00
September	1.	Amount received from Marion County Sinking Fund	50,000 00
September	1.	Amount received from Board of Education Kentucky Conference, Methodist Episcopal Church, South	5,000 00
September	30.	Amount received from sales of bacon	25,112 06
October	31.	Amount received from James M. Fogle, loan	7,000 00
October	31.	Amount received from Marion County Sinking Fund	3,000 00
December	31.	Amount received from Northern Bank of Kentucky, loan	50,000 00
December	31.	Amount received from sales of public property	65 00
1865.			
January	2.	Amount received from Bank of Kentucky, loan	50,000 00
January	2.	Amount received from Northern Bank of Kentucky, loan	50,000 00
		Amount carried forward	$3,600,901 86

		Amount brought forward	$3,600,901 86
January	2.	Amount received from Bank of Louisville, Kentucky, loan	50,000 00
January	31.	Amount received from sales of public property	705 85
January	31.	Amount received from refunded money	51 75
February	28.	Amount received from sales of public property	594 75
February	28.	Amount received from T. S. Johnson, refunded	160 00
March	31.	Amount received from sales of public property	214 50
April	26.	Amount received from Secret Service Fund, loan	15,000 00
April	30.	Amount received from sales of public property	3,492 50
April	30.	Amount received from W. Springer, refunded	137 55
April	30.	Amount received from J. J. Roberts, refunded	27 45
May	31.	Amount received from sales of public property	6,358 00
June	3.	Amount received from Harlan County Battalion, "stoppages"	98 68
June	30.	Amount received from sales of public property	130 40
July	1.	Amount received from Commissioners of Sinking Fund	200,000 00
July	1.	Amount received from Enrolled Militia Fund, loan	20,000 00
July	14.	Amount received from R. B. Taylor, loan	2,000 00
July	30.	Amount received from sales of public property	220 00
August	31.	Amount received from sales of public property	822 80
September	30.	Amount received from sales of public property	3,640 87
September	30.	Amount received from Wm. L. Jesse, refunded	16 65
October	13.	Amount received from Bank of Kentucky, loan	65,000 00
October	13.	Amount received from Farmers' Bank of Kentucky, loan	75,000 00
October	31.	Amount received from sales of public property	710 25
November	3.	Amount received from Enrolled Militia Fund	8,173 98
November	30.	Amount received from sales of public property	206 00
December	31.	Amount received from sales of public property	10,238 81
December	31.	Balance on books to credit of E. B. Batchelor	532 30
December	31.	Balance on books to credit of Scott Dudley	2,620 71
December	31.	Certificates of indebtedness, in possession of Cashier Branch Bank of Kentucky, amounting to	28,258 62
		Total amount received, to include December 31st, 1865	$4,095,314 28

(B.)

Statements of money disbursed by the Military Authorities of the State of Kentucky, semi-annually, from June 30th, 1861, to December 31st, 1865.

Statement of expenditures during the six months ending December 31st, 1861:

Expenditures on account of fuel	$8,206 63
Expenditures on account of forage	12,330 93
Expenditures on account of straw	1,355 53
Expenditures on account of stationery	2,492 91
Expenditures on account of transportation	42,184 94
Expenditures on account of recruiting	13,902 70
Expenditures on account of contingencies	9,208 90
Expenditures on account of subsistence	112,195 67
Expenditures on account of clothing, camp and garrison equipage	685,494 32
Expenditures on account of payments to troops	23,104 16
Expenditures on account of postage	85 68
Expenditures on account of office expenses	452 86
Expenditures on account of ordnance and ordnance stores	90,273 71
Expenditures on account of salaries	8,516 53
Expenditures on account of hospitals	6,762 25
Expenditures on account of rent	2,179 88
Expenditures on account of telegraphing	509 64
Expenditures on account of printing, advertising, and ruling	1,577 49
Expenditures on account of State Arsenal	4,753 00
Expenditures on account of quarter-master's stores	25,835 37
Expenditures on account of deserters	278 50
Expenditures on account of interest	300 00
	$1,052,001 60

Statement of expenditures during the six months ending June 30th, 1862:

Expenditures on account of fuel	$4,482 85
Expenditures on account of forage	5,917 60
Expenditures on account of straw	636 00
Expenditures on account of stationery	551 18
Expenditures on account of transportation	20,684 89
Expenditures on account of recruiting	2,662 92
Expenditures on account of contingencies	2,969 91
Expenditures on account of subsistence	25,320 01
Expenditures on account of clothing, camp and garrison equipage	14,291 01
Expenditures on account of payments to troops	495,443 14
Expenditures on account of postage	418 51
Expenditures on account of office expenses	399 64
Expenditures on account of ordnance and ordnance stores	50,997 50
Expenditures on account of salaries	14,677 56
Expenditures on account of hospitals	4,393 48
Expenditures on account of rent	4,787 32
Expenditures on account of telegraphing	348 94
Expenditures on account of printing, advertising, and ruling	848 20
Expenditures on account of State Arsenal	4,791 52
Expenditures on account of quarter-master's stores	6,145 37
Expenditures on account of deserters	80 50
Expenditures on account of interest	-------
	$660,848 05

Statement of expenditures during six months, ending December 31st, 1862:

Expenditures on account of fuel	$511 69
Expenditures on account of forage	4,132 96
Expenditures on account of straw	36 00
Expenditures on account of stationery	294 31
Expenditures on account of transportation	8,616 21
Expenditures on account of recruiting	1,328 86
Expenditures on account of contingencies	2,981 18
Expenditures on account of subsistence	29,957 96
Expenditures on account of clothing, camp and garrison equipage	6,604 04
Expenditures on account of payments to troops	39,936 89
Expenditures on account of postage	284 08
Expenditures on account of office expenses	899 01
Expenditures on account of ordnance and ordnance stores	165,248 62
Expenditures on account of salaries	8,368 89
Expenditures on account of hospitals	1,501 98
Expenditures on account of rent	785 75
Expenditures on account of telegraphing	2,061 06
Expenditures on account of printing, advertising, and ruling	3,794 90
Expenditures on account of State Arsenal	3,330 45
Expenditures on account of Quarter-Master's stores	1,649 04
Expenditures on account of deserters	30 00
	$282,353 88

Statement of expenditures during the six months ending June 30th, 1863:

Expenditures on account of fuel	$655 12
Expenditures on account of forage	3,825 49
Expenditures on account of straw	98 20
Expenditures on account of stationery	887 96
Expenditures on account of transportation	7,532 29
Expenditures on account of recruiting	1,593 90
Expenditures on account of contingencies	1,365 80
Expenditures on account of subsistence	31.163 21
Expenditures on account of clothing, camp and garrison equipage	114 20
Expenditures on account of payments to troops	3,493 96
Expenditures on account of postage	494 36
Expenditures on account of office expenses	628 15
Amount carried forward	$51,852 64

Amount brought forward	$51,852 64
Expenditures on account of ordnance and ordnance stores	11,567 56
Expenditures on account of salaries	7,070 43
Expenditures on account of hospitals	2,058 25
Expenditures on account of rent	483 34
Expenditures on account of telegraphing	540 09
Expenditures on account of printing, advertising, and ruling	1,386 94
Expenditures on account of State Arsenal	2,288 49
Expenditures on account of Quarter-Master's stores	913 13
	$78,160 87

Statement of expenditures during the six months ending December 31st, 1863:

Expenditures on account of fuel	$599 00
Expenditures on account of forage	612 39
Expenditures on account of straw	110 00
Expenditures on account of stationery	145 93
Expenditures on account of transportation	8,811 90
Expenditures on account of recruiting	1,421 83
Expenditures on account of contingencies	1,002 96
Expenditures on account of subsistence	2,872 80
Expenditures on account of clothing, camp and garrison equipage	2,231 51
Expenditures on account of payments to troops	36,924 74
Expenditures on account of postage	753 98
Expenditures on account of office expenses	189 35
Expenditures on account of ordnance and ordnance stores	59,090 39
Expenditures on account of salaries	6,031 55
Expenditures on account of hospitals	3,271 77
Expenditures on account of rent	1,230 00
Expenditures on account of telegraphing	1,003 10
Expenditures on account of printing, advertising, and ruling	2,469 85
Expenditures on account of State Arsenal	1,511 75
Expenditures on account of Quarter-Master's stores	1,051 91
	$131 336 71

Statement of expenditures during the six months ending June 30th, 1864:

Expenditures on account of fuel	$4,282 83
Expenditures on account of forage	3,700 00
Expenditures on account of stationery	565 84
Expenditures on account of transportation	18,000 00
Expenditures on account of recruiting	4,000 00
Expenditures on account of contingencies	3,500 00
Expenditures on account of subsistence	20,448 55
Expenditures on account of clothing, camp and garrison equipage	2,853 36
Expenditures on account of payments to troops	72,635 23
Expenditures on account of postage	350 00
Expenditures on account of office expenses	309 14
Expenditures on account of ordnance and ordnance stores	83 851 70
Expenditures on account of salaries	3,800 60
Expenditures on account of hospitals	2,017 01
Expenditures on account of telegraphing	1,347 48
Expenditures on account of printing, advertising, and ruling	1,650 00
Expenditures on account of State Arsenal	2,100 00
Expenditures on account of Quarter-Master's stores	16,666 69
	$242,078 43

Statement of expenditures during the six months ending December 31st, 1864:

Expenditures on account of fuel	$2,501 24
Expenditures on account of forage	7,450 78
Expenditures on account of straw	55 45
Amount carried forward	$10,007 47

Amount brought forward	$10,007 47
Expenditures on account of stationery	1,200 22
Expenditures on account of transportation	5,505 07
Expenditures on account of recruiting	1,051 97
Expenditures on account of contingencies	2,017 05
Expenditures on account of subsistence	33,153 26
Expenditures on account of clothing, camp and garrison equipage	446 64
Expenditures on account of payments to troops	98,272 36
Expenditures on account of postage	317 00
Expenditures on account of office expenses	558 64
Expenditures on account of ordnance and ordnance stores	104,846 90
Expenditures on account of salaries	7,615 30
Expenditures on account of hospitals	5,757 41
Expenditures on account of telegraphing	829 62
Expenditures on account of printing, ruling, and advertising	2,730 40
Expenditures on account of State Arsenal	2,467 73
Expenditures on account of Quarter-Master's stores	5,142 18
Expenditures on account of rent	686 50
Expenditures on account of Fort Boone	561 20
Expenditures on account of interest	479 79
Expenditures on account of employees in Asst. Quarter-Master's Dept.	1,229 75
	$284,876 46

Statement of expenditures during the six months ending June 30th, 1865:

Expenditures on account of fuel	$3,214 84
Expenditures on account of forage	12,320 00
Expenditures on account of stationery	393 28
Expenditures on account of transportation	6,764 95
Expenditures on account of contingencies	5,151 49
Expenditures on account of subsistence	4,229 85
Expenditures on account of payments to troops	194,694 75
Expenditures on account of postage	367 00
Expenditures on account of office expenses	188 30
Expenditures on account of ordnance and ordnance stores	26,607 66
Expenditures on account of salaries	6,837 71
Expenditures on account of hospitals	3,557 62
Expenditures on account of rent	753 71
Expenditures on account of telegraphing	932 66
Expenditures on account of printing, advertising, and ruling	4,449 08
Expenditures on account of State Arsenal	2,734 51
Expenditures on account of Quarter-Master's stores	1,382 09
Expenditures on account of Kentucky National Legion	1,029 68
Expenditures on account of employees in Quarter-Master's Department	1,429 59
Expenditures on account of Fort Boone	886 83
	$277,925 60

Statement of expenditures during the six months ending December 31st, 1865:

Expenditures on account of fuel	$400 00
Expenditures on account of forage	2,012 33
Expenditures on account of stationery	100 00
Expenditures on account of transportation	4,748 08
Expenditures on account of contingencies	2,726 27
Expenditures on account of subsistence	1,141 59
Expenditures on account of payments to troops	293,534 19
Expenditures on account of postage	306 85
Expenditures on account of office expenses	467 75
Expenditures on account of ordnance and ordnance stores	510 57
Expenditures on account of salaries	6,158 59
Expenditures on account of hospitals	780 82
Expenditures on account of telegraphing	465 23
Expenditures on account of printing, advertising, and ruling	1,134 32
Amount carried forward	$314,486 59

Amount brought forward	$314,486 59
Expenditures on account of State Arsenal	2,063 50
Expenditures on account of Quarter-Master's stores	677 15
Expenditures on account of rent	347 63
Expenditures on account of interest	2 40
Expenditures on account of employees in Quarter-Master's Department	1,103 02
Expenditures on account of Kentucky National Legion	2,411 14
Expenditures on account of refunded money from sales of property	404 60
	$321,496 03

(C.)

Statement of the amount of money refunded to Banks in part payment of loans from January 1st, 1861, to December 31st, 1865:

1862.			
June	27.	To Northern Bank of Kentucky	$200,000 00
June	27.	To Farmers' Bank of Kentucky	100,000 00
June	27.	To Bank of Ashland, Kentucky	10,000 00
1863.			
February	19.	To Bank of Ashland, Kentucky	55,000 00
March	5.	To Commercial Bank of Kentucky	45,000 00
April	14.	To Commercial Bank of Kentucky	10,000 00
June	19.	To Commercial Bank of Kentucky	10,000 00
August	18.	To Northern Bank of Kentucky	50,000 00
August	20.	To Farmers' Bank of Kentucky	50,000 00
August	25.	To Bank of Louisville, Kentucky	100,000 00
1864.			
March	31.	To Bank of Kentucky	31,940 84
		Total	$661,940 84

(D.)

Statement of balances remaining due by Quarter-Masters and others to whom money was advanced, as shown by the books of this office:

*A. B. McKibbin, for amount advanced to him February 22d, 1864, by order of the Legislature of Kentucky, to pay sundry claims for impressment of horses in Bracken county	$2,340 00
Lyne Starling, for balance unaccounted for of amount advanced to him as Brigade Quarter-Master of General T. L. Crittenden's Brigade, September 26th, 1861, by Military Board	146 40
*John M. Harlan, for amount advanced to him by Military Board September 30th, 1861, to raise a regiment of Kentucky troops	500 00
*A. A. Curtis, for balance unaccounted for of amount advanced to him by Military Board in 1861, as Quarter-Master of Kentucky troops	2,697 21
B. F. Buckner, for amount advanced to him by Military Board October 10th, 1861, on account of S. D. Bruce's regiment of Kentucky troops	500 00
John Feland, for balance due on advances to him by Military Board in 1861, on account of J. C. Jackson's regiment of Kentucky troops	680 43
John H. Morton, for balance due on amounts advanced to him by Military Board in 1861, on account of S. G. Burbridge's regiment of Kentucky troops	1,790 62
William Bowling, for balance due on amounts advanced to him by Military Board in 1861, on account of Wilson's regiment of Kentucky troops	3,062 33
B. C. Grider, for balance due on advances to him by Military Board in 1861, on account of military expenditures	234 18
L. J. Proctor, for balance due on advances to him by Military Board in 1861, on account of military expenditures	843 84
Joseph H. Bowman, for amount advanced to him by Military Board October 20th, 1861, for recruiting purposes	60 00
Amount carried forward	$12,855 01

Amount brought forward	$12,855 01
Captain A. G. Bacon, for amount advanced to him by Military Board October 9th, 1861, to pay expenses of his company of Kentucky troops	175 00
R. Apperson, jr., for balance on amounts advanced to him by Military Board in 1861, for supplies for his regiment	5,335 67
†J. H. Reno, for balances due on amounts advanced to him by Military Board in 1861, as Quarter-Master of Hawkins' regiment of Kentucky troops	1,706 91
B. C. Ritter, for balance due on amounts advanced to him by Military Board in 1861, for Colonel McHenry's regiment of Kentucky troops	80
R. K. Williams, for balance due on amounts advanced to him by Military Board in 1861, for his regiment of Kentucky troops	253 01
B. T. Perkins, for balance due on advances to him by Military Board in 1861, as Quarter-Master of Shackleford's regiment of Kentucky troops	7,579 69
B. H. Bristow, for balance due on advances to him by Military Board in 1861, to raise his regiment of Kentucky troops	50 00
†R. T. Jacob, for balance due on advances to him by Military Board in 1861, for his regiment of Kentucky troops	343 23
J. M. Shackleford, for amount advanced to him by Military Board November 10th, 1861, through B. C. Ritter, as per receipt	100 00
John Barrett, for amount advanced to him by Military Board November 10th, 1861, through B. C. Ritter, as per receipt	50 00
C. W. Miles, for amount advanced as last item above, as per receipt	31 00
J. P. Griffin, for amount advanced as last item above, as per receipt	20 00
P. Handy, for amount advanced as last item above, as per receipt	50 00
James G. Hester, for amount advanced as last item above, as per receipt	50 00
J. S. Fruit, for amount advanced as last item above, as per receipt	50 00
William Starling, for balance of amount advanced to him by Military Board in 1861, as Mustering-in Officer	479 05
W. A. Warner, for amount advanced to him by Military Board November 15th, 1861, on account of "return of Home Guard guns"	500 00
L. G. Alexander, for amount advanced to him by Military Board November 28th, 1861, as Mustering-in Officer	2,500 00
*John Cowan, for amount of balance due on advances to him by Military Board in 1861, on account of advance pay of men at Camp Harrod	67
Leonidas Metcalfe, for balance on amount received from G. L. Forman, October 16th, 1861, as per receipt	6,725 50
J. T. Farris, for balance due on amount advanced to him by J. H. C. Sandidge, 1861, as per receipt	29 58
S. B. Patterson, for amount advanced to him by Military Board January 28th, 1862, as Quarter-Master of Colonel C. A. Marshall's regiment of Kentucky troops	7,000 00
R. R. Maltby, for amount of balance due on advances to him by Military Board in 1862, on account of Grigsby's regiment of Kentucky troops	609 75
W. P. Boone, for balance due on advances to him by Military Board in 1862, for advanced pay to his regiment of Kentucky troops	1,183 50
S. G. Burbridge, for amount unaccounted for advanced to him by Military Board February 13th, 1862, for advanced pay and subsistence to his regiment of Kentucky troops	5,000 00
Henry J. Lyon, for amount unaccounted for advanced to him July 9th, 1861, by Military Board, on account of State Guard	11,540 51
Thomas Z. Morrow, for amount advanced to him by Governor J. F. Robinson in settlement of his, "Morrow's," accounts with J. W. Finnell, Adjutant General	300 00
‖R. W. Cook, Assistant Quarter-Master, for balance due on his account as Assistant Quarter-Master Kentucky Volunteers, 1862	1,883 27
‖Harry I. Todd, for amount unaccounted for advanced to him in 1862, to pay home guards extemporized to resist a Morgan raid	442 91
W. C. Sneed, for balance due on advances to him April, 1862, for sanitary purposes	85 00
William Ernst, for balance due on advances to him in 1862, by Military Board, on account of Covington, Kentucky, military hospital	3,408 50
John W. Finnell, for amount unaccounted for, advanced to him by Military Board April 28th, 1862, for sanitary purposes	500 00
L. T. Moore, for balance due on advances to him by Military Board in 1861, on account of his regiment of Kentucky troops	56 81
Amount carried forward	$70,895 37

Amount brought forward	$70,895 37
George W. Northup, for balance due on settlement June 30th, 1862	1 00
‖Cyrenius Wait, for amount to cover estimated expenditures of C. Wait, in subsisting 12th Kentucky Volunteers, vouchers to be furnished	6,496 20
A. G. Hobson, for balance due on settlement of his accounts December, 1862	134 44
‖John Haly, for amount of balance advanced for building barracks, &c.	2,784 18
Isaac W. Scott, for amount received from Governor Bramlette for sanitary purposes, unaccounted for	550 00
Legislative appropriations	190 00
Total	$81,051 19

*These amounts have been settled subsequent to December 31st, 1865.
†These amounts have been partially settled.
‖These amounts have been settled, but there is no evidence on file showing the transaction.

(E.)

Statement of outstanding debts remaining due and unpaid, by the State of Kentucky, on account of the Military Department of the State, to include December 31st, 1865:

James M. Fogle, loan		$7,000 00
Board of Education Kentucky Conference, Methodist Episcopal Church, South, loan		5,000 00
Marion County Sinking Fund, loan		153,000 00
Bank of Kentucky, loan		965,000 00
Bank of Louisville, Kentucky, loan		160,000 00
Commercial Bank of Kentucky, loan		45,000 00
Southern Bank of Kentucky, loan		60,000 00
Farmers' Bank of Kentucky, loan		275,000 00
Northern Bank of Kentucky, loan		350,000 00
Enrolled Militia Fund, loan		28,173 98
R. B. Taylor, loan		2,000 00
Sinking Fund		520,000 00
Balance on books in favor of E. B. Batchelor		532 30
Balance on books in favor of Scott Dudley		2,620 71
Certificates of indebtedness held by Cashier of Branch Bank of Kentucky, at Frankfort, Kentucky		28,258 62
Amount remaining due banks, &c., to include December 31st, 1865		$2,601,585 61

Outstanding claims against the Military Department.

Fuel	$1,483 91	
Forage	15,543 80	
Rent	1,761 30	
Printing	971 12	
Quarter-Master's stores	634 21	
Recruiting service	7,264 69	
Subsistence stores	5,413 12	
Militia	2,239 66	
Interest	12,230 00	
Auctioneering	10 00	
State Arsenal	1,719 06	
Postage	208 85	
Telegraphing	104 76	
Office expenses	919 31	
Pay of men	26,635 50	
Kentucky National Legion	1,789 54	
Salaries	3,306 61	
Transportation	9,954 32	
Army contingencies	2,250 17	
Stationery	55 20	
Hospitals	5,996 24	
		100,491 37
Amount of outstanding debt, to include December 31st, 1865		$2,702,076 98

(F.)

STATE OF KENTUCKY, OFFICE OF QUARTER-MASTER GENERAL,
FRANKFORT, KY., January 1st, 1867.

In response to the third section of the resolution approved February 17th, 1866, requiring the circumstances attending the execution of a contract for five thousand guns (Scott & Triplett's carbine), I refer you to the response of the Quarter-Master General dated February 17th, 1866. The guns broken in transportation have all been replaced by new guns, and said guns are now in the State Arsenal, and, in my opinion, are not impaired in value below the contract price.

I also transmit an exact copy of the contract entered into between Messrs Parker, Snow & Co., of Meridian, in the State of Connecticut, and the patentee, John W. Scott, of Astoria, New York.

The contract entered into between the "State of Kentucky" and the patentees, Messrs. Triplett & Scott, and to which I refer in my communication of February 17th, 1866, addressed to the Hon. Speaker of the House of Representatives, has either been lost or mislaid, as it cannot now be found. This contract was in terms the same, and was intended to fulfill the contract entered into between the State of Kentucky and the patentees.

Very respectfully,
Your obedient servant,
GEO. W. MONROE,
Quarter-Master General of Kentucky.

IN HOUSE OF REPRESENTATIVES,
Saturday, February 17, 1866.

The SPEAKER laid before the House the following response from the Quarter-Master General, which was ordered to be printed, and referred to the Committee on Military Affairs, viz:

STATE OF KENTUCKY, OFFICE OF QUARTER-MASTER GENERAL,
FRANKFORT, KENTUCKY, February 17th, 1866.

To the Hon. Speaker of the House of Representatives:

SIR: A resolution was offered and adopted in the Legislature of Kentucky on the 23d of January last, requiring the Quarter-Master General to furnish certain reports respecting his office. My reply has been in readiness since the resolution appeared in the city papers, but I have been waiting for a copy of the resolution to be furnished me by the Clerk. At my written request, the Clerk to-day furnished me with a printed copy.

I have the honor to transmit herewith the reply referred to.

I am, sir, very respectfully,
Your obedient servant,
GEO. W. MONROE,
Quarter-Master General of Kentucky.

STATE OF KENTUCKY, OFFICE OF QUARTER-MASTER GENERAL,
FRANKFORT, KENTUCKY, February 17th, 1866.

To the Gentlemen of the House of Representatives:

GENTLEMEN: In compliance with resolutions offered and adopted by the Legislature of Kentucky on the 23d of January, 1866, requiring the Quarter-Master General of Kentucky to furnish certain reports, I respectfully submit the following; and in so doing I will call the attention of both Houses to the following acts approved by the Legislature, viz: An act for the regulation of the militia, and to provide for the arming of the State, approved May 24, 1861. Also an act approved September 23, 1861, enlarging the powers of the Military Board of the State of Kentucky; also, an act empowering the Governor to raise a force for the defense of the State, approved January 26, 1864; also, to the 7th section of an act approved February 19, 1864, defining the duties of the Quarter-Master General of the State.

The contract referred to in the 1st section of your resolution, said to have been entered into between Parker, Snow & Co. and the State of Kentucky, I respectfully state that there was no such contract entered into, so far as I am informed and believe. The contract was made between the State and patentees, Messrs. Triplett & Scott. On further consideration, said contract was modified so as to have furnished 3,000 musketoons, instead of the 3,000 Springfield rifles; said musketoons to be of the same calibre and price. Inclosed please find communication relating to said contract, which I hope will be satisfactory. As to the requirements of the first portion of the second section of the resolution referred to, I will respectfully state, that I have no control over the several departments named, only as far as relates to the payment of vouchers, properly certified to, and approved by the Governor, are

concerned. Since my appointment as Quarter-Master General of Kentucky, I am positive the heads of departments on active duty have performed their duty satisfactorily. As regards the second portion of the 2d section of said resolution, I will state that the Paymaster General and Assistants have no authority to make the purchases referred to, or to disburse moneys, save in the payment of troops in the service of the State of Kentucky. For further information relative to the disbursements of the Paymaster General and his Assistants, I refer you to extracts from the report of my predecessor, General S. G. Suddarth, herewith inclosed, for the year ending November 30, 1865. In relation to the report as to the total amount of expenditures by the State of Kentucky in support of the National or Kentucky troops, from the commencement of the rebellion until December 31, 1865, amounts to $2,715,253 71; of this amount, the General Government has refunded $1,063,783 96, thus leaving a balance due by the United States in favor of the State of Kentucky amounting to $1,651,469 75; the vouchers covering said amounts being now on file in this office, and abstracts to which are now being prepared to be forwarded to Washington City, in order that a settlement can be effected with the General Government.

For information as to the condition, time of delivery, &c., of the Triplett & Scott carbines, I respectfully refer you to the inclosed statement.

I am, gentlemen,
Very respectfully,
Your obedient servant,
GEO. W. MONROE,
Quarter-Master General of Kentucky.

Extract from report of General S. G. Suddarth, Quartermaster General of Kentucky, for the period commencing November 30th, 1864, and ending November 30th, 1865:

By expenditures on account of Arsenal	$4,004 65
By expenditures on account of army contingencies	5,497 02
By expenditures on account of straw	5 00
By expenditures on account of pay of men	2,705 31
By expenditures on account of camp equipage	527 60
By expenditures on account of subsistence	5,708 92
By expenditures on account of Quarter-Master's stores	451 16
By expenditures on account of forage	17,068 76
By expenditures on account of fuel	2,686 92
By expenditures on account of stationery	1,377 23
By expenditures on account of printing	5,337 55
By expenditures on account of telegraphing	1,446 65
By expenditures on account of Fort Boone, Kentucky	1,672 42
By expenditures on account of State Guard	5,141 02
By expenditures on account of transportation	11,257 70
By expenditures on account of ordnance and ordnance stores	45,884 98
By expenditures on account of clerk hire	6,833 88
By expenditures on account of militia	12 00
By expenditures on account of recruiting	815 25
By expenditures on account of I. W. Scott, Surgeon General	500 00
By expenditures on account of W. T. Scott, Paymaster General	228,724 10
By expenditures on account of salaries of Adjutant General, Quarter-Master General, Paymaster General, and Surgeon General	8,150 00
By expenditures on account of interest	482 19
By expenditures on account of office expenses	628 91
By expenditures on account of hospitals	3,541 33
By expenditures on account of rent	1,244 66
By expenditures on account of Scott Dudley, Assistant Paymaster General	263,105 87
By expenditures on account of W. E. Cox, Lieutenant and Special Paymaster	9,599 70
By expenditures on account of Kentucky National Legion	7,416 05
By expenditures on account of postage	662 85
By expenditures on account of advertising	235 32
By expenditures on account of money refunded on sale of property	404 60
	$643,149 60

Respectfully submitted,
GEO. W. MONROE,
Quarter-Master General of Kentucky.

STATE OF KENTUCKY, OFFICE OF QUARTER-MASTER GENERAL,
FRANKFORT, KY., January 2d, 1865.

Colonel W. T. Scott:

DEAR SIR: I am directed by His Excellency, the Governor of Kentucky, to purchase, for the use of Kentucky troops, five thousand guns of the Triplett & Scott patent, as follows: Three thousand (3,000) of the size and calibre of what is called the United States Springfield rifle, with wiper and bayonet to each; and two thousand (2,000) carbines, calibre 46, with wiper for each carbine, and also a suitable gun-sling for each rifle and carbine; said rifles and carbines to be made of the best materials, and completed in all their parts for army purposes, and well finished; and each of said guns to be marked "*Kentucky*," for which the State of Kentucky will pay, upon the delivery of said guns and accoutrements at the city of Frankfort, Kentucky, for said guns and accoutrements, thirty dollars ($30) each, and for said carbines and accoutrements twenty-eight dollars each; and the State of Kentucky will also pay the usual rates for their transportation: *Provided, however*, That all of said guns and accoutrements must be delivered as soon as practicable, say by the last day of April, 1865. After having passed government inspection, and inspected by our ordnance officer as to their condition upon delivery, the money to be paid for them as received.

We will also want, as said rifles and carbines are received, one hundred rounds of metallic cartridges, of proper calibre, for each gun, for which the State will also pay the current market price upon their delivery and inspection as aforesaid.

If you accept this proposition, do so, and it becomes a contract.

Answer on receipt of this.

Yours truly,

[Signed,] S. G. SUDDARTH,
Quarter-Master General of Kentucky.

Approved:

[Signed.] THOMAS E. BRAMLETTE, *Governor of Kentucky.*

NEW YORK, January 9th, 1865

General S. G. Suddarth, Quarter-Master General of Kentucky:

DEAR SIR: Your letter of January 2d, 1865, is received, making me a proposition for five thousand Triplett & Scott guns, in which you say, "If we accept of your proposition, let you know by return mail, and it becomes a contract." In answer to the above proposition, I would respectfully state that we accept of the said contract, dated January 2d, 1865.

Respectfully,

W. T. SCOTT.

A true copy:

GEO. W. MONROE,
Quarter-Master General of Kentucky.

Statement of the number of guns received from Parker, Snow & Co., together with the date of delivery, condition when received, &c.

When received.	DESCRIPTION.	Total No. received.	Broken.	In good order.
1865.				
December 3	Triplett & Scott rifles	150	10	140
December 3	Triplett & Scott carbines	350	16	334
December 9	Triplett & Scott rifles	2,250	280	1,970
December 9	Triplett & Scott carbines	250	18	232
December 27	Triplett & Scott rifles	200	21	179
December 27	Triplett & Scott carbines	300	27	273
1866.				
January 8	Triplett & Scott rifles	200	17	183
January 8	Triplett & Scott carbines	300	24	276
January 12	Triplett & Scott rifles	200	22	178
January 12	Triplett & Scott carbines	300	21	279
January 24	Triplett & Scott carbines	500	45	455
	Total	5,000	501	4,499

The above is a correct statement of the several deliveries, together with the condition when delivered. It seems, on examination of the guns, that they had been broken by insecure packing. Some were broken in transportation, as boxes containing them have been received broken and in a damaged condition. None of the guns seem to have been broken by any default in the material of which they are composed; in all respects they are of first-class material, and, in my judgment, are superior weapons to any on hand in the State Arsenal.

The guns broken in transportation will be replaced at the expense of Parker, Snow & Co., as per agreement, and have already been forwarded for repairs.

Owing to the want of funds, none of the above arms have been paid for. State bonds have been furnished as sureties to the patentees.

Respectfully submitted.

GEO. W. MONROE,
Quarter-Master General of Kentucky.

—

AGREEMENT.

This agreement, made by and between Parker, Snow & Co., of Meridian, in the State of Connecticut, of the first part, and "John W. Scott," M. D., of *Astoria*, in the State of New York, of the second part, witnesseth, that: *First.* The parties of the first part, in consideration of the covenants hereinafter contained on the part of the party of the second part, hereby covenant and agree that they will manufacture and deliver to the party of the second part, as hereafter provided, five thousand guns of Triplett & Scott patent; that is to say, three thousand rifles, with thirty-inch barrels each, and two thousand carbines, with twenty-two-inch barrels, with a wiper for each, and the calibres of all to be of government standard; the same to be made of good materials, and in a good, workmanlike manner, complete, and well-finished in every respect, and to be severally stamped in a proper manner "Kentucky." The price to be thirty dollars for each rifle and twenty-eight dollars for each carbine, with wipers and all completed, finished, and stamped as aforesaid. Five hundred thereof to be delivered during the month of July; one thousand during the month of August; one thousand during the month of September; one thousand during the month of October; and the balance, fifteen hundred, during the month of November next; the rifles to be delivered first.

Second. The party of the second part covenants and agrees, on his part, that, in consideration of the covenant and agreement on the part of the parties of the first part, he will pay to them the sum of thirty dollars for each and every rifle, and twenty-eight dollars for each and every carbine so to be manufactured and delivered as aforesaid. The payment therefor to be in money current in the City of New York, and to be made at the times and in the manner hereafter stated.

Third. It is mutually covenanted and agreed, by and between the parties hereto, that the said rifles and carbines shall all be inspected at the armory of the parties of the first part, by a government inspector, or by some party mutually agreed upon for that purpose. That the said rifles and carbines shall be delivered to the party of the second part at the City of New York, and that the boxes in which the same shall be packed are to be furnished by the parties of the first part at a fair and reasonable price, which shall be paid by the party of the second part from time to time, as the guns are paid for.

Fourth. It is further mutually covenanted and agreed, by and between the parties, that, notwithstanding the terms stated therein for the manufactory and delivery of the said rifles and carbines, still the parties of the first part shall and will manufacture, finish, and deliver the same as much earlier as can be done, and that, upon the true delivery of every five hundred guns, payment therefor shall be made in current funds as aforesaid.

Fifth. It is further mutually covenanted and agreed, that, in case the parties of the first part shall be prevented from making a delivery of the guns at the several times and in the manner hereinbefore stated, by reason of fire, explosion, or other unavoidable casualty, which shall destroy or so damage the works wherein, or the machinery by which, the guns are to be manufactured, then and in such case, the parties of the first part shall not be responsible for damages by reason of such non-delivery, but the same shall be delivered as soon thereafter as the same can be reasonably done.

Sixth. It is further mutually covenanted and agreed, that this contract shall not be binding upon the party of the second part, unless the same shall be assented to and approved by the Governor and the Quarter-Master General of the State of Kentucky; and that, if they fail to approve of the same, then the same shall be null and void; and further: if the parties of the first part shall be legally restrained by process of injunction from manufacturing or

delivering the said guns as above provided, on the ground of any alleged violation of other patents, then they are not to be liable for damages occasioned by such non-delivery.

In witness whereof, the parties have hereunto set their hands and seals at the City of New York, this twenty-fourth day of December, 1864.

[Signed,] PARKER, SNOW & Co., [L. S.]
[Signed,] JOHN W. SCOTT, [L. S.]

In presence of
[Signed,] W. T. SCOTT.

I certify that the above is a true copy.

G. W. MONROE,
Quarter-Master General of Kentucky.

JANUARY 1st, 1867.

(No. 1.)

Estimates furnished by John Haly for work on Public Buildings.

Excavation	$36 80
Rubble masonry	644 00
Brick work	4,928 00
Plastering	1,010 00
Iron vaults	2,000 00
Main stair	375 00
Front door	100 00
Inside doors	450 00
Folding door	130 00
Box windows	1,125 00
Base	320 00
Flooring	828 64
Joists	695 00
Joist ceiling	155 84
Timber roof	520 00
Tin roof	832 00
Grates	240 00
Brick hearths	12 00
Cornice	175 00
Painting	275 00
Hardware	175 00
Carpenter work	675 00
Total	$15,703 28

(No. 2.)

Cost of work on Public Buildings.

STATE OF KENTUCKY,

1865. *In account with John Haly:* DR.

To contract for building, as per items furnished		$15,703 28
To contract for 2d story over Governor's private office		475 00
To contract for putting in patent fire-backs		300 00
Total		$16,478 28
Extra work, outside of contract:		
To change in pilasters and arching windows	$275 00	
To extra height of stories, one foot each	475 00	
To gas pipes, meter, and chandeliers	575 00	
To painting all brick-work, three and four coats	550 00	
To dividing room for Judges of Court of Appeals	100 00	
To change in old hall-way for floor	75 00	
To eleven new box mantles put in	220 00	
		2,270 00
Making		$18,748 28

FRANKFORT, KY., January 11th, 1866.

GOVERNOR BRAMLETTE: Inclosed you will find a bill of the various items I had to make good after the fire, which I ought to have given you before. However, when you come to examine the amount of damages done, you will find in the list the several items, making the aggregate amount of $2,500. I send you this statement, not to hurry you up in the matter, but merely to show you the several items done, with a fair valuation for each. I hope this will be satisfactory to you. If any explanation is further required by you, I will cheerfully give you the same.

Yours truly,
JOHN HALY.

Bill of items after burning at the State House Square, 1865.

November, 1865.

To taking off old tin roof, wood roof, and burnt materials	$75 00
To 2,676 feet of tin roof over two-story building, also over Quarter-Master's Office, also over main hall, at $16 00	428 10
To 105 feet of main gutter in front and back, at $1 50	157 50
To 44 feet of small gutter in two-story building, at $1 00	44 00
To 33 feet of pipe in back of buildings, at 30c	9 90
To painting all tin and gutters two coats of paint	75 00
To 20 squares of roof over two-story and main building, at $10 00	200 00
To 50 ceiling joists, 2x8 and 22 feet, at $1 16	58 00
To 1,000 feet of flooring for floors, &c., at $10 00	100 00
To 3 new windows complete, frames, sash, cord, &c., at $25 00	75 00
To 2 new pair of sash, glazed for back, at $7 50	15 00
To 2 new door frames, doors, and casings, at $25 00	50 00
To 1 large folding door, repairing and hanging	16 00
To 17 doors rehung, and mended and repaired, at $5 00	85 00
To 35 windows rehung, mended, and sash cord, at $5 00	175 00
To closing doorway connecting third story floors	25 00
To 32 feet of main cornice (wood), at $1 00	32 00
To 6 grates reset with connecting pipes, at $6 50	39 00
To 843 yards of plastering in third story, as also over hall, second and third stories, at 50c	421 50
To carpenters' work on floors, ceiling, joists, and cornice	125 00
To repainting all wood work one and two coats	125 00
To hardware, locks, hinges, screws, and nails	57 00
To repairing burners, chandeliers, and putting in pipes	97 00
To making up end of gable near burnt building	15 00
Total amount	$2,500 00

N. C. Cook's estimate of shelving.

FRANKFORT, February 3d, 1866.

I have examined and measured the shelving and painting that Haly put up in the Library Rooms over the Governor's Office. The bill below gives the amount of material and workmanship.

4,102 feet shelving, 9 inches wide, $\frac{7}{8}$ thick, at 14c	$574 78
307 feet cornice to same, at 20c	61 40
Painting same	80 00
	$716 18

N. C. COOK.

To this is added $12 for extension of pipes, &c., to heaters.

T. E. B.

FRANKFORT, KY., February 20th, 1866.

Governor Bramlette:

DEAR SIR: There is a matter which I have delayed in seeing you about for some weeks past, knowing that you were too busy with members. I hope, now, you will be able to give a few moments of your time, or as soon as you possibly can, to this subject.

The bill furnished for the shelving for third story some weeks ago has been returned to me properly signed, for the sum of $716 18, being $460 less than the bill furnished by myself. I will now show you plainly that the estimate of N. C. Cook is a one-sided affair.

First. N. C. Cook is the greatest enemy I have had in Frankfort. We have not spoken one word for eight years. He has repeatedly said that he would injure me wherever he could; he has done it on all occasions, and is well known by all the citizens of Frankfort.

Now, as to the bill, N. C. Cook's estimate of lumber, counting at nine inches wide for the plank, would make as per bill ..... 4,409 feet.
The above amount of seasoned lumber could not be had in the State of Kentucky without cutting from plank 10, 11, 12, and 13 inches wide (say average 12 inches wide). To this then you would have to add one third of the above amount, which is ..... 1,469 feet.

Total feet ..... 5,878 feet.

5,877 feet of second rate plank, seasoned stuff, at 6c	$352 68
Bringing same to a thickness at 1c	58 78
Freight on same from Louisville, at 75c per hundred	44 25
Total cost of lumber	$455 71
350 feet long of shelving put up, including nails, at $1 65 per running foot, would be	583 50
Painting all three coats of paint	135 00
Extending registers	12 00
	$1,186 21

I have written to four firms in Louisville to see what they would furnish the above lumber for. Two of them answered, and the other two have not. Inclosed you will find the letters I received, showing you that such lumber could not be had in Louisville, of seasoned stuff. If used green, it would rot the books. My reason in writing to Louisville is to show you how difficult it is to procure such lumber.

I inclose you the wholesale price of second-rate lumber, also, in Louisville, as taken from yesterday's paper, being from five to seven cents per foot—average six cents per foot, being the amount charged in my bill. I was dealt with unjustly in this bill; but I am satisfied outside of your knowledge—you not knowing that Cook was my enemy, as is well known through Frankfort. It is more to show you that I was right than anything else, that induced me to make this statement, so as you can plainly see how matters stand I hope, therefore, you will examine carefully and see if I am not correct.

"LUMBER, SHINGLES, ETC.—We quote poplar lumber at $25@30 per 1,000; pine, common, $35@40; second-rate to choice $50@70. Dressed flooring $50@85 for common to first-rate. Shingles, pine, $7 in raft, and $8@9 per 1,000 for shaved or sawed; poplar shingles, machine cut, $4@5, $4@4 50; poplar $3 50."

Yours respectfully,
JOHN HALY.

—

LOUISVILLE, February 12th, 1866.

Mr. John Haly:

SIR: We cannot furnish second-rate 9 and 10 inches wide. We called on three yards to see if it could be got in town, but it cannot.

Yours, &c.,
H. McCLARAN & CO.

—

LOUISVILLE, February 13th, 1866.

John Haly, Esq.:

DEAR SIR: Yours of the 10th is just to hand. Say in reply that we have no lumber on hand of the kind you want, nor can we get any in the city.

Yours respectfully,
GEO. FULTON, *Receiver for C. W. Livingston & Co.*

—

LOUISVILLE, February 22d, 1866.

Mr. John Haly:

DEAR SIR: I have been absent the last ten days, and hasten to reply to yours of 10th inst. I will deliver on the cars here five thousand feet good second-rate, dressed to seven eighths, nine to ten inches wide, at seventy-five dollars per thousand feet.

Yours truly,
W. H. DIX.

CIRCULAR.

DEPARTMENT OF STATE,
WASHINGTON, June 16, 1866.

To His Excellency the Governor of the State of Kentucky, Frankfort, Kentucky:

SIR: I have the honor to transmit an attested copy of a Resolution of Congress, proposing to the Legislatures of the several States a Fourteenth Article to the Constitution of the United States. The decisions of the several Legislatures upon the subject are required by law to be communicated to this Department. An acknowledgment of the receipt of this communication is requested by

Your Excellency's
Most obedient servant,
WILLIAM H. SEWARD.

—

UNITED STATES OF AMERICA,
DEPARTMENT OF STATE.

To all to whom these presents shall come, greeting:

I certify, That annexed is a true copy of a Concurrent Resolution of Congress, entitled "Joint Resolution proposing an amendment to the Constitution of the United States;" the original of which resolution, received to-day, is on file in this Department.

IN TESTIMONY WHEREOF, I, WILLIAM H. SEWARD, Secretary of State of the United States, have hereunto subscribed my name and caused the seal of the Department of State to be affixed. Done at the City of Washington, this sixteenth day of June, A. D. 1866, and of the Independence of the United States of America the ninetieth.

{ L. S. }

WILLIAM H. SEWARD.

—

[CONCURRENT RESOLUTION, RECEIVED AT DEPARTMENT OF STATE JUNE 16, 1866.]

JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES.

Be it resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of both Houses concurring), That the following article be proposed to the Legislatures of the several States as an amendment to the Constitution of the United States, which, when ratified by three fourths of said Legislatures, shall be valid as part of the Constitution, namely:

ARTICLE XIV.

SECTION 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws.

SECTION 2. Representatives shall be apportioned among the several States according to their respective numbers, counting the whole number of persons in each State, excluding Indians not taxed. But when the right to vote at any election for the choice of electors for President and Vice President of the United States, Representatives in Congress, the executive and judicial officers of a State, or the members of the Legislature thereof, is denied to any of the male inhabitants of such State, being twenty-one years of age, and citizens of the United States, or in any way abridged, except for participation in rebellion or other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such State.

SECTION 3. No person shall be a Senator or Representative in Congress, or elector of President and Vice President, or hold any office, civil or military, under the United States, or under any State, who, having previously taken an oath, as a member of Congress, or as an officer of the United States, or as a member of any State Legislature, or as an executive or judicial officer of any State, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid or comfort to the enemies thereof. But Congress may, by a vote of two thirds of each House, remove such disability.

SECTION 4. The validity of the public debt of the United States, authorized by law, including debts incurred for payment of pensions and bounties for services in suppressing insurrection or rebellion, shall not be questioned. But neither the United States nor any

State shall assume or pay any debt or obligation incurred in aid of insurrection or rebellion against the United States, or any claim for the loss or emancipation of any slave; but all such debts, obligations, and claims, shall be held illegal and void.

SECTION 5. The Congress shall have power to enforce, by appropriate legislation, the provisions of this article.

SCHUYLER COLFAX,
Speaker of the House of Representatives.
LA FAYETTE S. FOSTER,
President of the Senate pro tempore.

Attest:
EDWD. MCPHERSON, *Clerk of the House of Representatives.*
J. W. FORNEY, *Secretary of the Senate.*

On motion of Mr. Helm,

Ordered, That the Public Printer print three thousand (3,000) copies of the Governor's message for the use of the Senate.

Mr. Bruner moved the following resolution, to-wit:

Resolved, That the Speaker of the Senate be, and he is hereby, authorized and directed to reorganize the standing committees of the Senate.

Mr. Botts then moved to amend said resolution by striking out the word "reorganize," and inserting the word "fill."

And the question being taken on the adoption of said amendment, it was decided in the negative.

The question was then taken on the adoption of the original resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Helm and Bruner, were as follows, to-wit:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	John W. Parker,
J. M. Bigger,	W. A. Dudley,	John A. Prall,
Wm. S. Botts,	James W. Gorin,	Philip Swigert,
John B. Bruner,	Henry C. Lilly,	Harrison Thompson,
John G. Carlisle,	J. D. Landrum,	W. J. Worthington—16.
Joseph H. Chandler,		

Those who voted in the negative, were—

Thos. B. Cochran,	Wm. Johnson,	B. W. Stone,
Evan M. Garriott,	W. W. McKenzie,	I. C. Winfrey,
John L. Helm,	George C. Riffe,	George Wright—9.

The Speaker laid before the Senate the following report of the commissioners concerning the improvements on the Penitentiary, together with the plans and certain specifications, viz:

To the Senate of Kentucky:

The undersigned, by a resolution of the General Assembly of the Commonwealth of Kentucky approved February 17, 1866, were directed to employ a competent architect to examine certain buildings in the Kentucky Penitentiary, and report the probable cost of specified

improvements upon them; and to report to the *Senate*, at the next meeting of the General Assembly.

Accordingly, they employed Messrs. Bradshaw & Brother, Architects of established reputation, in the city of Louisville, whose previous services were highly appreciated by your honorable body.

Upon a personal inspection and consultation with one of this firm, on the ground, it was doubted whether the improvements, as set out in the resolution, were in all respects practicable without obstructing certain necessary additions to the cells of the prison, which an unexpected increase in the number of convicts seemed to render unavoidable. Already a considerable number of the present cells are occupied by two persons, which are full small for one.

In view of this state of case, the undersigned requested the architects to report not only the precise estimates provided for in the resolution, but such extensions as the exigency seemed to demand, that you might have before you the facts which might enable you the more readily to decide what course to pursue.

We submit herewith the report of Messrs. Bradshaw & Brother, with accompanying estimates and drawings.

All of which is respectfully submitted.

P. SWIGERT,
J. B. TEMPLE, } *Commissioners.*

FRANKFORT, January 3d, 1866.

LOUISVILLE, KY., December 17th, 1866.

Messrs. Swigert and Temple, Commissioners for Kentucky State Penitentiary:

GENTLEMEN: In accordance with instructions received from you, we have examined the workshops in the Penitentiary known as the hemp-house, also the cell-house and hospital, with a view to making alterations and repairs. We have also prepared drawings and detailed estimates of the same, all of which are herewith respectfully submitted.

The centre portion of the front wall of the workshops, as also the floors in the centre portion of the building, have settled down to such an extent as to require some 50 feet in length of the front wall to be entirely taken down and rebuilt; and the floors will have to be raised. The cornice and roof of this building also require extensive repairs, and should be entirely taken off and replaced with new iron gutters and slate roof, so as to render them, as near as possible, fire-proof from the outside.

The height of the stories of these workshops are entirely too low to be either healthful for the prisoners or convenient as workshops. And we would recommend that the present floors should be raised so as to give a clear height to every story from floor to ceiling of at least 12 feet, instead of 9 feet, as at present. This can readily be accomplished, the present walls and floor timbers being in a good sound condition, with the exception of the centre portion, before named.

The walls would have to be increased in height about 10 feet, and the windows removed to their proper positions in each story, as shown on the drawings.

Should these alterations and additions, including slate roof, iron gutters, &c., be carried out, it will make these buildings more healthful for the prisoners, more convenient as workshops, and the interior will be both better lighted and ventilated. The top story, where the more dusty portions of the hemp manufacture is carried on, we would recommend to be left open into the roof (similar to the workshops put up last year), and that louver ventilators be placed on the roof. This we think would almost entirely remove the dust from this portion of the building.

These improvements will be more readily understood by reference to the accompanying drawings.

CELL-HOUSE.

The present cell-house being entirely inadequate for the accommodation of the number of prisoners now confined in the Penitentiary, we have, as directed by you, prepared plans and estimates for its extension. To accomplish this, we find, that, by adding another story of cells to the present building, and extending the building to the extent of the present hospital, we can obtain an increase of 200 cells at a more reasonable cost than any other plan, and also taking up less space from the yard than any other plan. This will necessitate the building of a new hospital, as the extension of the cell-house will take up the whole space now occupied by the hospital. [See plans.]

In preparing these plans and estimates, we have provided for the better lighting and ventilating of the building by a large increase of window openings, and by increasing the size of many of the present window openings.

We have also estimated for heating this building by steam pipes, and for taking off the present roof and cornices and replacing the same with slate roof and iron gutters, similar to those now in use on the new workshops.

HOSPITAL.

This building, as designed, will be located at the end of the proposed extension of cell-house, on that portion of the yard now vacant between the present hospital and outside yard wall, leaving a passage way 16 feet wide between the outside of the building and the outer yard wall.

The building will have accommodation on the first floor for hospital purposes of more than double the capacity of present hospital, and is conveniently connected with the cell-house by iron doors.

The kitchen and water-closets are placed outside the main building, in that portion of the yard now used in connection with the women's department. We have also provided in front of this building adjoining the entrance an office for the medical attendant.

Over this hospital is placed the ward room for the women, the communication to which is by outside iron stairs from both front and rear.

This plan will be more readily understood by reference to the accompanying drawings.

We have also estimated for heating this building by steam pipes, and have also provided flues, so that, if desired, stoves may be used.

If steam-heating is used, these flues will be used for ventilating purposes.

GUARD ROOM.

We have provided plans and estimates for converting the lumber room in the angle of the yard between the offices at entrance and cell-house into convenient quarters for the prison guards, connected on each floor with the cell-house by iron doors. We have provided for slate roof and iron cornices to this building, corresponding with the other contemplated improvements.

We also submit estimates for three proposed new cisterns, to receive water from the roofs to supply boilers, &c.

In preparing our estimates for the various improvements before named, we have calculated the work and material at the present market value in the city of Louisville, with the addition of the cost of freight on such portions of the work as will necessarily have to be obtained in Louisville and shipped to Frankfort.

Respectfully,

BRADSHAW & BRO., *Architects.*

Which was taken up.

Ordered, That the Public Printer print 150 copies of said report and specifications, and that they be referred to the Committee on the Penitentiary.

A message was received from the House of Representatives, announcing that they had adopted a resolution for the benefit of the State Library.

Which was taken up, twice read, and concurred in.

Leave was given to bring in the following bills, to-wit:

On motion of Mr. Cook—

1. A bill to amend the charter of the town of Mount Vernon.

On motion of same—

2. A bill to charter the Crab Orchard and Paint Lick turnpike road company.

On motion of Mr. Dudley—

3. A bill concerning the separate estate of married women.

On motion of same—

4. A bill concerning the competency of witnesses.

On motion of same—

5. A bill to quiet the disturbances growing out of the late rebellion.

On motion of same—

6. A bill to amend the charters of the Louisville and Frankfort and Lexington and Frankfort railroad companies.

On motion of Mr. Harrison—

7. A bill to charter the Metropolitan Insurance Company of Louisville.

On motion of same—

8. A bill to charter the Metropolitan Savings Bank of Louisville

On motion of same—

9. A bill to amend an act to establish the levy and county court for Jefferson county.

On motion of same—

10. A bill to amend the statute of limitations of suits and actions.

On motion of same—

11. A bill for the benefit of Joseph H. and John Harrison, free persons of color.

On motion of same—

12. A bill to charter the Jefferson railway company.

On motion of same—

13. A bill to amend the law of landlord and tenant, approved 13th February, 1858, chapter 56, Revised Statutes.

On motion of same—

14. A bill to increase the jurisdiction of the Jefferson court of common pleas.

On motion of same—

15. A bill to amend the charter of the Beargrass railway company.

On motion of same—

16. A bill in relation to bills of exchange and notes falling due on certain days.

On motion of same—

17. A bill to amend the 10th article of the charter of the city of Louisville.

On motion of same—

18. A bill to regulate the distribution of the assets of insolvent debtors among their creditors.

On motion of same—

19. A bill to authorize courts within the Commonwealth having chancery jurisdiction to order the sale and conveyance of real estate, or any interest therein, held by deed, devise, descent, or contract in possession, reversion, or remainder, by an infant, *feme covert*, idiot, lunatic, joint tenant, or as tenant in common or coparceners.

On motion of same—

20. A bill creating the office of commissioner and receiver for courts within the Commonwealth, and regulating their duties and liabilities, and prescribing rules for their government.

On motion of same—

21. A bill to amend the charter of the Dry Run Pond Draining Company.

On motion of Mr. Winfrey—

22. A bill for the benefit of the turnpike road leading from Lebanon and Burksville, Kentucky.

On motion of Mr. Lilly—

23. A bill for the benefit of Abijah Gilbert, late Door-keeper of the Senate.

On motion of Mr. Prall—

24. A bill to incorporate the Kentucky and New York Mining Company.

On motion of same—

25. A bill to amend the charter of the Eureka Petroleum and Mining Company.

On motion of Mr. Chandler—

26. A bill to amend the charter of the Green and Taylor County turnpike road company.

On motion of Mr. Wm. Johnson—

27. A bill to amend chapter 48 of the Revised Statutes.

The Committee on the Judiciary were directed to prepare and bring in the 1st, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, 24th, and 25th; the Committee on the Revised Statutes the 3d, 4th, 5th, 6th, and 27th, and the Committee on Internal Improvement the 2d, 22d, 23d, and 26th.

Mr. Wright moved the following resolution, viz:

WHEREAS, There has been a number of daily newspapers laid upon the tables of Senators; and the publishers of said papers expect and receive pay for the same, that amounts to a considerable sum; therefore,

Resolved by the Senate, That no newspaper shall be paid for by appropriation from the Treasury, unless the same shall have been ordered by the Sergeant-at-Arms in pursuance of resolution of the Legislature at the last session.

Which was adopted.

Mr. Harrison moved the following resolution, viz:

Resolved, That the Auditor of Public Accounts report to the Senate the amount of fees received by him from insurance companies within the last twelve months, chartered by this State or any other State, for license or permits granted to agents of such companies.

Mr. Swigert, from the Committee on Finance, reported a bill for the benefit of Henry Stuckey, clerk of the Louisville chancery court.

Which bill was read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed--the question being upon the passage of said bill--it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Evan M. Garriott,	John A. Prall,
J. M. Bigger,	James W. Gorin,	George C. Riffe,
Wm. S. Botts,	James Harrison,	B. W. Stone,
John B. Bruner,	John L. Helm,	Philip Swigert,
John G. Carlisle,	Wm. Johnson,	Harrison Thompson,
Joseph H. Chandler,	Henry C. Lilly,	I. C. Winfrey,
Thos. B. Cochran,	J. D. Landrum,	W. J. Worthington,
Milton J. Cook,	W. W. McKenzie,	George Wright--26.
Wm. A. Dudley,	John W. F. Parker,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Prall, from a select committee, reported a bill to extend State aid in the construction of railroads.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print 150 copies thereof, and that it be referred to the Committee on Internal Improvement.

And then the Senate adjourned.

SATURDAY, JANUARY 5, 1867.

The following petitions were presented, viz:

By Mr. Helm—

1. The petition of Wm. Frye, asking compensation for the frame in which is set the portrait of Hon. Henry Clay.

By Mr. Stone—

2. The petition of sundry citizens of Monroe county, asking the passage of an act incorporating Indian Creek United Baptist Church.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Finance, and the 2d to the Committee on Religion.

Mr. Bruner moved the following resolution, viz:

Resolved, That a committee, to consist of one from each congressional district, be appointed by the Speaker, whose duty it shall be to prepare and report a bill apportioning representation in the Senate and House of Representatives.

Which resolution was taken up, twice read, and adopted.

Mr. Grainger, Senator from Louisville, this day took his seat in the Senate.

Mr. Cook moved the following resolution, viz:

Resolved, That the Auditor be requested to furnish the Senate with a statement of the number of qualified voters of each county reported by the assessors of tax for last year; and, in the absence of any such returns for any county, the number of white males over twenty-one years of age reported on said book.

Which resolution was taken up, twice read, and adopted.

On motion of Mr. Gorin, leave of indefinite absence is granted Mr. Cleveland, who has not been present because of the indisposition of some member of his family.

A message was received from the Governor by Mr. Page, Assistant Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

EXECUTIVE OFFICE, January 4th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent John S. VanWinkle, to be Secretary of State, vice E. L. VanWinkle, deceased. Also Alf. Allen, to be Treasurer for the unexpired time, vice Thomas L. Crittenden, resigned. A copy of the bond executed by Alf. Allen before entering

upon the duties of office of Treasurer, to which he was commissioned, is herewith transmitted.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to so much of said message as relates to the nomination of John S. VanWinkle as Secretary of State.

Resolved, That so much of said message as relates to the nomination of Alf. Allen as Treasurer of the State, and the copy of his official bond, be referred to the Committee on Finance.

Mr. Cook, from a select committee, reported a bill to amend an act to incorporate the town of Mount Vernon.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Helm,

Ordered, That the Public Printer be directed to envelop and place a stamp on each one of the copies of the Governor's message which were ordered on yesterday to be printed for the use of the Senate.

Mr. Lilly moved a reconsideration of the vote by which the Senate, on yesterday, adopted a resolution in relation to the newspapers which are to be laid upon the desks of Senators.

And the question being taken thereon, it was decided in the affirmative.

Mr. Bruner moved the following as a substitute therefor, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the joint resolution of the two Houses, approved February 17th, 1866, entitled "A resolution in regard to daily papers distributed to members of the General Assembly," be, and the same is hereby, rescinded; and that hereafter there shall not be allowed more than three cents each for any papers furnished and laid on the tables of members for the use of the General Assembly.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Harrison, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	James W. Gorin,	John W. F. Parker,
John B. Bruner,	W. H. Grainger,	Elijah Patrick,
John G. Carlisle,	Wm. Johnson,	John A. Prall,
Thos. B. Cochran,	Henry C. Lilly,	W. J. Worthington—14.
Evan M. Garriott,	J. D. Landrum,	

Those who voted in the negative, were—

J. M. Bigger.	James Harrison,	Philip Swigert,
Joseph H. Chandler,	W. W. McKenzie,	H. Thompson,
Milton J. Cook,	George C. Riffe,	I. C. Winfrey,
Wm. A. Dudley,	B. W. Stone,	George Wright—12.

A message was received from the Governor, by Mr. VanWinkle, Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, to-wit:

AN ACT to repeal all laws authorizing the Governor of this Commonwealth to borrow money for military purposes.

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That all acts and parts of acts, authorizing the Governor of the Commonwealth to borrow money for military purposes, be, and the same is hereby, repealed.

§ 2. This act to take effect from and after its passage.

—

EXECUTIVE OFFICE, January 4th, 1867.

Gentlemen of the Senate:

On Monday, the 19th February, 1866—the day of your adjournment for recess—there was laid upon my table a bill, entitled "An act to repeal all laws authorizing the Governor of this Commonwealth to borrow money for military purposes."

Being unable to give my approval to the bill, I now return the same to the Senate, in which it originated, with my objections to its passage.

Under "An act empowering the Governor to raise a force for the defense of the State," approved January 26th, 1864, forces, for defense of the State, were raised, armed, equipped, supplied, and sustained in the field. To provide for this, "An act to provide funds for paying troops raised for defense of the State," &c., approved February 18th, 1864, was passed; which authorized the Governor to borrow money for that purpose on 10-30 years coupon bonds.

This act, with my approbation, was afterwards amended, the 1st section of the amendatory act being as follows: "That the act, entitled "An act to provide funds for paying troops raised for defense of the State," approved February 18th, 1864, be, and the same is hereby, so amended that it shall be lawful for the Governor to borrow, in the manner prescribed in said act, only so much money as will be necessary to pay off the present indebtedness of the State arising under said act, and such other sums as will be necessary to pay off the troops at present in the service under the provisions of the act, entitled "An act empowering the Governor to raise a force for the defense of the State, approved January 26th, 1864," approved June 2d, 1865.

There was at the time of the passage of the bill now under consideration an outstanding indebtedness, arising under the before cited acts, amounting, as was estimated and so stated in my message, at the opening of your session, December 4, 1865, on page 6, to $250,000.

This debt was for supplies, for arms, munitions, &c., and pay due the soldiers under these acts.

The only means provided for payment was by borrowing under the acts named.

The bill before me proposes the repeal of those acts, and makes no other provision for the payment of the debt; although the "indebtedness of the State arising under said act and such other sums" due the soldiers then "in the service under the provisions of the act" referred to for raising forces, was unpaid.

The refusal by a State to pay a debt, is repudiation of the debt.

A repeal of the only law which provides for payment, without other provision, leaves the creditor without remedy, and is likewise repudiation. If the laws authorizing the borrowing of money had been repealed, and the debts directed to be paid out of money in the Treasury not otherwise appropriated, it would have had my prompt approval; because other and better provision would thus have been made; and because I knew that the ordinary revenues would be ample to meet this, with all other authorized expenditures. But the bill being presented without any provision for the payment, and thus having all the force and effect of repudiation of a debt due to the citizen soldier called by his State to its defense, and the debt due for his equipment and support in the field, cannot have my approval.

Since the passage of the bill, most part of the outstanding indebtedness, before named, has been paid off, with money obtained by loan upon the bonds authorized under the laws aforesaid.

Being well satisfied that it was not the purpose of the General Assembly, either directly or indirectly, to repudiate any part of the indebtedness of the State, but that the failure to provide otherwise for the payment of these outstanding claims was an oversight and not intentional, the bill is herewith returned for your further consideration, with these my objections to its passage.

THO. E. BRAMLETTE,
Governor of Kentucky.

Ordered, That the Public Printer print 150 copies of the bill and message relating thereto.

Ordered, That said bill and message be placed in the orders of the day.

Leave was given to bring in the following bills, viz:

On motion of Mr. Grainger—

1. A bill to amend the charter of the Citizens' Bank of Louisville.

On motion of same—

2. A bill to incorporate the Phœnix Manufacturing Company of the city of Louisville.

On motion of Mr. Swigert—

3. A bill for the benefit of S. B. Scofield and N. Wigginton, late trustees of common school district No. 4, in Franklin county.

On motion of Mr. Bruner—

4. A bill for the benefit of James A. Hambleton, late sheriff of Breckinridge county.

On motion of Mr. Cook—

5. A bill for the benefit of Miss Mary A. Maret, of Rockcastle county.

On motion of same—

6. A bill for the benefit of William Gresham.

On motion of Mr. Gorin—

7. A bill to incorporate certain turnpike roads in Barren county, and for other purposes.

On motion of same—

8. A bill to authorize the county court of Barren county to subscribe for stock in the Barren County railroad.

On motion of Mr. Stone—

9. A bill to incorporate the United Baptist Church at Fountain Run, Monroe county, Kentucky.

On motion of Mr. Bigger—

10. A bill to increase the jurisdiction of quarterly courts and courts of justices of the peace in this Commonwealth.

On motion of same—

11. A bill to amend an act, entitled "An act for the benefit of M. W. Holland, of McCracken county," approved February 13th, 1866.

On motion of same—

12. A bill to amend the charter of the Planters' Insurance Company of Kentucky.

On motion of same—

13. A bill for the benefit of Isaac O. Johnson, of McCracken county.

On motion of same—

14. A bill to increase the pay of grand jurors of this State.

On motion of same—

15. A bill to change the time of holding the quarterly courts in McCracken county.

On motion of same—

16. A bill to amend the criminal laws of this State as to permit persons charged with crimes and misdemeanors to give bail for their

appearance to answer any such charge before the committing magistrates.

On motion of Mr. Riffe—

17. A bill requiring the Danville and Hustonville turnpike road company to erect a good and substantial bridge across Knob Lick creek.

On motion of Mr. Chandler—

18. A bill for the benefit of the sheriff of Taylor county.

On motion of same—

19. A bill to empower Taylor county to issue bonds, &c.

On motion of Mr. Cochran—

20. A bill to incorporate the Southern Accidental Insurance Company.

On motion of same—

21. A bill to amend article 1, chapter 63, Revised Statutes, title "Limitations of Actions and Suits."

On motion of Mr. Dudley—

22. A bill to fix the time of payment of sight bills of exchange.

On motion of same—

23. A bill to repeal an act, entitled "An act authorizing the citizens of certain counties to take a vote as to the propriety of levying a tax for railroad purposes," approved February 2, 1866.

On motion of Mr. Bigger—

24. A bill for the benefit of J. C. Calhoun, sheriff of McCracken county.

On motion of Mr. Carlisle—

25. A bill to incorporate the Journeymen Plasterers' Association of Covington.

On motion of same—

26. A bill to amend the charter of the city of Covington.

On motion of same—

27. A bill to incorporate the Benedictine Society of Covington.

On motion of same—

28. A bill to prevent trespasses upon inclosed farms by hunters and others.

On motion of Mr. Chandler—

29. A bill for the benefit of the Greasy Creek Oil, Mining, and Manufacturing Company.

On motion of Mr. Wm. Johnson—

30. A bill legalizing the proceedings of the Nelson county court of claims for the year 1866.

On motion of Mr. Bigger—

31. A bill for the benefit of P. Palmer, late sheriff of Marshall county.

The Committee on the Judiciary were directed to prepare and bring in the 1st, 2d, 5th, 6th, 7th, 8th, 10th, 12th, 13th, 16th, 25th, 26th, 27th, 28th, and 29th; the Committee on Education the 3d; the Committee on Finance the 4th, 18th, 24th, and 31st; the Committee on Religion the 9th; the Committee on Internal Improvement the 11th and 17th; the Committee on Circuit Courts the 14th; the Committee on County Courts the 15th, 19th, and 30th, and the Committee on Revised Statutes the 20th, 21st, 22d, and 23d.

And then the Senate adjourned.

MONDAY, JANUARY 7, 1867.

A message was received from the House of Representatives, announcing that they had adopted a resolution in regard to the post-office address, &c., of members of this General Assembly.

The rule of the Senate being dispensed with, said resolution was taken up, twice read, and concurred in.

The Speaker, pursuant to a resolution of the Senate, announced the standing committees of the Senate for the present session, viz:

On Agriculture and Manufactures—Messrs. Wright, McKenzie, Patrick, Thompson, and Winfrey.

On Circuit Courts—Messrs. Wm. Johnson, J. J. Landram, Prall, Bruner, and Bigger.

On Codes of Practice—Messrs. Gorin, Cleveland, Carlisle, Lilly, and Cook.

On County Courts—Messrs. Baker, J. J. Landram, Chandler, Halbert, and W. J. Worthington.

On Court of Appeals—Messrs. Cleveland, Gorin, Wm. Johnson, Baker and Lilly.

On Education—Messrs. C. T. Worthington, J. D. Landrum, Stone, Prall, and Wright.

On Executive Affairs—Messrs. Prall, Parker, McKenzie, Grainger, and Winfrey.

On Federal Relations—Messrs. Helm, Harrison, Bruner, Bigger, and Parker.

On Finance—Messrs. Botts, C. T. Worthington, Swigert, Lilly, and O. P. Johnson.

On Geological Survey—Messrs. Gardner, Riffe, Black, J. D. Landrum, and Stone.

On Internal Improvement—Messrs. Swigert, Cosby, Halbert, Chandler, and Stone.

On the Judiciary—Messrs. Harrison, J. J. Landram, Gorin, Cochran, and Bigger.

On Military Affairs—Messrs. J. J. Landram, Cochran, Parker, Winfrey, and Patrick.

On the Penitentiary—Messrs. Grainger, Riffe, Swigert, Thompson, and Dudley.

On Privileges and Elections—Messrs. Dudley, Helm, Chandler, Prall, and Cardwell.

On Propositions and Grievances—Messrs. Garriott, Cardwell, O. P. Johnson, Cook, and Winfrey.

On Public Buildings—Messrs. Swigert, Cook, Hammond, O. P. Johnson, and Cosby.

On Religion—Messrs. Riffe, Bruner, Hammond, Gardner, and Cosby.

On Revised Statutes—Messrs. Bruner, Cochran, Dudley, Baker, and Carlisle.

On Sinking Fund—Messrs. Helm, Cleveland, Garriott, W. J. Worthington, and Thompson.

JOINT COMMITTEES.

On Banks—Messrs. Cleveland and Grainger.

On Enrollments—Messrs. Winfrey, Garriott, and W. J. Worthington.

On Library—Messrs. Patrick and Black.

On Public Offices—Messrs. Black and Stone.

On motion of Mr. Wright—

Ordered, That the Public Printer print 150 copies of the standing committees for the use of the General Assembly.

The following petitions were presented, viz:

By Mr. McKenzie—

1. The petition of Powell B. Covington, praying the passage of a special act authorizing him to sell liquor without license.

By Mr. Botts—

2. The petition of Y. T. Young, a minor, praying the passage of an act authorizing him to take charge of his estate and manage and control it the same as if he was of full age.

Which petitions were received, the reading dispensed with, and referred to the Committee on the Judiciary.

Mr. Helm read and laid on the table the following joint resolutions.

The rule of the Senate being dispensed with, said resolutions were taken up and read as follows, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That a well-organized and disciplined militia is indispensable to the security of a free State.

2. *Resolved*. That the Committees on Military Affairs of the Senate and House of Representatives for that purpose constitute a joint committee to provide by law for organizing and disciplining the militia of this State, with a provision for an independent company in each county, to whom the public arms on hand may be distributed to enable the Governor to execute the laws of the State, so indispensable at this time to rid the State of incendiaries, thieves, and robbers.

Mr. Helm also read and laid on the table the following joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committees on Finance in the Senate and House of Representatives constitute for that purpose a joint committee to inquire into the current expenditures and receipts of the State under its revenue laws, and, if consistent with the public interest, report a bill reducing the present rate of taxation.

Also the following joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committees on the Sinking Fund of the Senate and House of Representatives constitute for that purpose a joint committee to inquire into and report the resources, and the sources and annual amount of its income, and charges on the fund; what the amount of the debt of the State contemplated to be discharged by that fund, and when the same matures; what amount on hand, and by bill provide for the payment of the debt of the State by the application of all surplus sums received from time to time over the current charges. That said

committee also prepare a bill providing for the application, when received from the General Government, the sums due to the State, to the payment of the debt created in arming and equipping the forces of the State who entered the service of the United States, with provision to authorize the proper authority to receive the bonds of the General Government in lieu of money, and to substitute such bonds when received for the bonds of the State, or otherwise convert them to pay said debt. That said committee also inquire into the right of the State to levy a tax on the bonds of the United States in the hands of the citizens of the State, and on the stock held by banking associations under the acts of Congress; and if such right or power exists, to prepare and report a bill fixing a rate of taxation; the proceeds to constitute a part of the resources of the Sinking Fund to enable the State to prosecute a system of internal improvements.

Also the following joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committees on Agriculture and Manufactures of the Senate and House of Representatives constitute for that purpose a joint committee to inquire into the propriety of providing by a general bill for the incorporation of manufacturing companies with a bonus of exempting from taxation the capital thus employed, and by the grant of such privileges and immunities as will invite to the State of Kentucky capital to be invested in manufacturing, and to increase her population by the introduction of a profitable class of laborers.

Also the following joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committees on Internal Improvement of the Senate and House of Representatives shall for that purpose constitute a joint committee to inquire into the expediency, propriety, and practicability of adopting a general system of internal improvement, providing for the completion and construction of leading lines of railroad; conferring on individuals the right of intersection by railroad or turnpike. That said committee also inquire into the propriety of extending improvements by slack-water navigation, with dams constructed with a view to the employment of the waste water for manufacturing purposes. Also inquire into the practicability and propriety of so altering the dams now on the Kentucky and Green and Barren rivers as to allow the use of waste or surplus water to be employed for manufacturing. If so, to report a bill offering such inducements to capitalists as will invite them thus to employ their capital; and prepare and report a bill providing for preliminary surveys on such leading lines of railroad, where citizens along the line are willing to defray part of the expense, to be under the management and control of a Board of Internal Improvement.

Ordered, That the Public Printer print 150 copies of each of said five resolutions, and that they be placed in the orders of the day.

Leave was given to bring in the following bills, to-wit:

On motion of Mr. Swigert—

1. A bill to incorporate Landmark Lodge, No. 4, Ancient York Masons, of Versailles.

On motion of same—

2. A bill to amend the charter of the Farmers' Bank of Kentucky.

On motion of Mr. Gorin—

3. A bill to regulate the trial of causes in the Court of Appeals.

On motion of Mr. Harrison—

4. A bill to charter the Citizens' Market-house of Louisville.

On motion of same—

5. A bill to charter the Falls City Wooden Ware Manufacturing Company.

On motion of Mr. Dudley—

6. A bill for the benefit of school district No. 16, of Fayette county.

On motion of Mr. Bigger—

7. A bill to amend the Code of Practice.

On motion of same—

8. A bill for the benefit of the common school districts of Paducah.

On motion of same—

9. A bill to amend the attachment law of this Commonwealth.

On motion of Mr. Chandler—

10. A bill to incorporate the Green River Deposit Bank.

The Committee on the Judiciary were directed to prepare and bring in the 1st, 4th, 5th, and 9th; the Committee on Banks the 2d and 10th; the Committee on the Court of Appeals the 3d; the Committee on Circuit Courts the 7th, and the Committee on Education the 6th and 8th.

And then the Senate adjourned.

TUESDAY, JANUARY 8, 1867.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act to amend an act to incorporate the town of Mount Vernon.

That they had passed bills of the following titles, viz:

1. An act to amend an act to incorporate the town of London.

2. An act to amend an act, entitled "An act to establish a police court in the town of Winchester."

3. An act to amend an act, entitled "An act for the benefit of Caldwell county," approved February 2d, 1866.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading being dispensed with, they were referred—the 1st and 2d to the Committee on the Judiciary, and the 3d to the Committee on the Revised Statutes.

Messrs. O. P. Johnson, W. C. Halbert, F. L. Cleveland, T. W. Hammond, and C. T. Worthington appeared in the Senate and took their seats.

Mr. Cook presented the petition of sundry citizens of Whitley county, praying the removal of a voting precinct in said county.

Mr. Botts presented the remonstrance of John W. Williams, remonstrating against granting the petition of Z. Taylor Young, his ward, praying the passage of an act to authorize said Young to manage and control his estate the same as if he was of full age.

Which petition and remonstrance were received, the reading dispensed with, and they were referred—the 1st to the Committee on Propositions and Grievances, and the remonstrance to the Committee on the Judiciary.

A message was received from the Governor, by Mr. John S. VanWinkle, Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., January 8th, 1867.

Gentlemen of the Senate:

I nominate, for your advice and consent, the following persons to be Commissioners for the Kentucky Feeble-minded Institute, viz: A. C. Keenon, Wm. H. Averill, S. C. Bull, Wm. A. Gaines, and J. S. Price.

Also, the following persons to be Notaries Public for the counties named, viz:

Charles J. Vanderespt, of Jefferson county.
George Griswold, of Jefferson county.
W. S. Parker, of Jefferson county.
Garrett P. Arbegust, of Jefferson county.
Thos. H. Crawford, of Jefferson county.
Ernest C. Bohne, of Jefferson county.
J. E. Pilcher, of Jefferson county.
Fred. H. Gibson, of Jefferson county.
James T. Davidson, of Fayette county.
Jonathan W. Gore, of Nelson county.
Samuel Brice, of McCracken county.
J. C. Small, of McCracken county.
John Q. A. King, of McCracken county.
Charles W. Hutchen, of Henderson county.
Wm. H. Wilson, of Jefferson county.
David M. Rodman, of Jefferson county.
George W. Flowers, of Adair county.
H. F. Turner, of Henderson county.
L. W. Trafton, of Henderson county.
Thos. F. Cheaney, of Henderson county.
Wm. Ingram, of Henderson county.
S. K. Sneed, of Henderson county.
Morris A. Sachs, of Jefferson county.
Wm. B. Butler, of Jefferson county.
H. W. Hawes, of Jefferson county.
H. H. Sprague, of Jefferson county.
R. S. Montague, of Taylor county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

Mr. Botts, from the Committee on Finance, to whom was referred the message of the Governor in relation to the nomination of Hon. Alf. Allen as Treasurer of the State, together with a copy of the bond executed by said Allen, reported that, in their judgment, the bond was amply sufficient, and that the nomination of said Allen as Treasurer of the State of Kentucky should be confirmed.

The question was then taken on advising and consenting to the nomination, and it was decided in the affirmative.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Harrison—

A bill, entitled "An act to amend the charter of the Citizens' Bank of Louisville."

By same—

A bill, entitled "An act to charter the Citizens' Market-house of Louisville."

By same—

A bill to amend the charter of the Dry Run Pond Draining Company.

By same—

A bill to amend the 10th article of the charter of the city of Louisville.

By same—

A bill for the benefit of Joseph H. and John Harrison, free persons of color.

By same—

A bill to charter the Metropolitan Bank of Louisville.

By same—

A bill to amend the charter of the Beargrass railway company.

By same—

A bill to increase the jurisdiction of the Jefferson court of common pleas.

By same—

A bill to charter the Metropolitan Fire Insurance Company of Louisville.

By same—

A bill to charter the Falls City Wooden Ware Manufacturing Company.

By same—

A bill to charter the Jefferson railway company.

By same—

A bill to amend an act to establish the levy and county court for Jefferson county.

By Mr. Bigger, from the same committee—

A bill for the benefit of J. C. Calhoun, sheriff of McCracken county.

By same—

A bill to increase the pay of grand jurors.

By Mr. Baker, from the Committee on County Courts—

A bill to change the time of holding the quarterly courts in McCracken county.

By Mr. Cochran, from the Committee on Revised Statutes—

A bill to incorporate the Southern Accidental Insurance Company.

By Mr. Dudley, from the same committee--

A bill to amend the charter of the Louisville and Frankfort and Lexington and Frankfort railroad company.

By same--

A bill to fix the time of payment on sight bills of exchange.

By same—

A bill to incorporate the Lexington Observer and Reporter Printing Company.

By same--

A bill to repeal an act, entitled "An act authorizing the citizens of certain counties to take a vote as to the propriety of levying a tax for railroad purposes," approved February 2d, 1866.

By Mr. Riffe, from the Committee on Religion—

A bill to incorporate the United Baptist Church at Fountain Run, Monroe county, Kentucky.

By same--

A bill to incorporate the United Baptist Church at Indian Creek, Monroe county, Kentucky.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were also reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Harrison, from the Committee on the Judiciary—

1. A bill to authorize courts within this Commonwealth having chancery jurisdiction to order the sale and conveyance of real estate, or any interest therein, held by deed, devise, descent, or contract, in possession, reversion, or remainder, by an infant, feme covert, idiot, lunatic, or in trust or in joint tenancy, or as tenant in common or coparceners.

By same—

2. A bill to designate holiday and falling due and payable bills of exchange, drafts, and negotiable paper.

By same—

3. A bill to amend the law of landlord and tenant, approved 13th February, 1858, chapter 56, Revised Statutes.

By same—

4. A bill to regulate the distribution of the assets of insolvent debtors among their creditors.

By same—

5. A bill to amend the statute of limitation of suits and actions.

By Mr. Bigger, from the same committee—

6. A bill to tax the shares of capital stock in banks and banking associations established under a law of Congress of the United States of America, usually denominated National Banks.

By same—

7. A bill creating the office of commissioner and receiver for courts within the Commonwealth, and regulating the duties and liabilities and prescribing rules for their government.

By Mr Dudley, from the Committee on the Revised Statutes—

8. A bill to quiet all disturbances growing out of the late rebellion.

By same—

9. A bill concerning the competency of witnesses.

By same—

10. A bill authorizing in certain cases the sale of real estate held by married women to their separate use.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 1st, 2d, 3d, 4th, 5th, 6th, 7th, and 10th be printed and recommitted to the Committee on the Judiciary, and that the 8th and 9th be printed and placed in the orders of the day.

Mr. Bruner, from the Committee on the Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Deaver Lodge, No. 394, Ancient York Masons,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Helm read and laid on the table the following joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee be raised, to be composed of three members from the Senate and six from the House of Representatives, whose duty it shall be to inquire into the expediency, and, if deemed expedient, prepare and report one or more bills on the following subjects:

To confer on the county courts criminal jurisdiction to a limited extent over certain classes and grades of crime.

To provide a mode for punishment and a speedy trial, with all the powers and duties of the circuit courts, and provide for the payment of judges and juries and county attorneys from the proceeds of the labor of criminals.

To authorize the county courts to purchase tracts of land on which to build houses for confinement and correction of persons convicted in the county court.

To authorize the working such criminals on public buildings and highways of the counties; the proceeds of their labor to be appropriated, first, to defray expenses, second, to the maintenance of the poor and those who, from disease, are unable to work; third, to the education of the poor children.

To appoint from year to year, or a term of years, a superintendent of labor.

To provide that verdicts may be rendered in such form, that, after working a certain period, the remaining time may be satisfied by the voluntary consent of the convict, to be entered on record, to leave the State and not return. If such convict shall return to the State, his civil right of action to be withheld from him, with the provision that any one prosecuted under such act may, on petition, have his case tried in circuit court.

To revise the vagrant laws, and define with more precision and certainty what constitutes vagrancy, and prescribe suitable punishment.

To revise the apprentice laws, and make suitable provisions for the right of control of the master over the apprentice; to confer powers on the county courts to hear causes of complaint between master and apprentice, with the power to cancel the apprentice bond for good cause, or to enforce its performance by both master and apprentice, with the right to punish by fine and imprisonment any person who may entice away or cause any apprentice to leave his master.

To revise the laws of contract for labor, requiring that all such contracts, for any period longer than one month, shall be reduced to writing, and, in any case where any contract is made, written or verbal, and any other person shall entice away or induce any laborer to abandon his or her contract, shall be guilty of a misdemeanor, and fined, on complaint to a county judge, at the discretion of a jury, not to exceed fifty dollars, and enforced by fine or imprisonment.

To provide that all contracts made by a married woman in writing, for her own labor or the labor of her children not apprenticed, shall

be binding between the parties and enforced in the name of the wife, and payment to her shall be a satisfaction.

Where contracts are made with men for personal labor, and abandoned without just cause, and the party to whom such labor was due or to be rendered, where the amount does not exceed one hundred dollars, may sue before the county judge, whose judgment may be enforced by execution or imprisonment under rule, in default of payment; and where such contracts have been faithfully fulfilled, the laborer may have like remedies to enforce his judgment.

Where contracts may be made with a view to secure labor, and the employer shall furnish a house or tenement to the laborer, and such laborer shall abandon or fail to fulfill the terms and conditions of his or her contract, if in writing, the employer to have immediate right of action by writ of detainer, and, on hearing, if the employer shall be successful in sustaining his cause of action, he may have judgment and writ of possession.

That, with a view to the enforcement of the vagrant laws, every constable, town marshal, or city policeman, shall constitute a police in their respective districts, towns, and cities, whose duty it shall be to report to the proper authority all such persons as fall within the provisions of the vagrant act.

Ordered, That the Public Printer print 150 copies for the use of the General Assembly, and that it be placed in the orders of the day.

A message was received from the House of Representatives, announcing that they had adopted resolutions in regard to the proposed amendment of the Constitution of the United States.

Which were taken up and read as follows, viz:

WHEREAS, The Congress of the United States did, at the first session of the Thirty-Ninth Congress, propose to the Legislatures of the several States, as an amendment to the Constitution of the United States, the following:

"ARTICLE XIV.

"SECTION 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws.

"SECTION 2. Representatives shall be apportioned among the several States according to their respective numbers, counting the whole number of persons in each State, excluding Indians not taxed. But when the right to vote at any election for the choice of electors for President and Vice President of the United States, Representatives in Congress, the executive and judicial officers of a State, or the members of the Legislature thereof, is denied to any of the male inhabitants of such State, being twenty-one years of age, and citizens of the United States, or in any way abridged, except for participation in rebellion or

other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such State.

"SECTION 3. No person shall be a Senator or Representative in Congress, or elector of President and Vice President, or hold any office, civil or military, under the United States, or under any State, who, having previously taken an oath, as a member of Congress, or as an officer of the United States, or as a member of any State Legislature, or as an executive or judicial officer of any State, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid or comfort to the enemies thereof. But Congress may, by a vote of two thirds of each House, remove such disability.

"SECTION 4. The validity of the public debt of the United States, authorized by law, including debts incurred for payment of pensions and bounties for services in suppressing insurrection or rebellion, shall not be questioned. But neither the United States nor any State shall assume or pay any debt or obligation incurred in aid of insurrection or rebellion against the United States, or any claim for the loss or emancipation of any slave; but all such debts, obligations, and claims shall be held illegal and void.

"SECTION 5. The Congress shall have power to enforce, by appropriate legislation, the provisions of this article."

AND WHEREAS, The same has been officially laid before this Legislature for its consideration and action; therefore, be it

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the proposition to amend the Constitution of the United States as aforesaid be, and the same is hereby, rejected.

2. *Resolved*, That the Governor be requested to notify the proper departments of the United States Government of this action of the Kentucky Legislature in regard to said proposed amendment.

Mr. Cook moved to amend the first resolution by striking out the word "rejected," and inserting in lieu thereof the word "ratify."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cook and Gorin, were as follows, to-wit:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. H. Grainger,	Elijah Patrick,
Thos. P. Cardwell,	Henry C. Lilly,	John A. Prall,
Milton J. Cook,	John W. F. Parker,	W. J. Worthington—9.

Those who voted in the negative, were—

J. M. Bigger,	Evan M. Garriott,	W. W. McKenzie,
Wm. S. Botts,	James W. Gorin,	George C. Riffe,
John B. Bruner,	W. C. Halbert,	B. W. Stone,
John G. Carlisle,	T. W. Hammond,	Philip Swigert,
Joseph H. Chandler,	James Harrison,	Harrison Thompson,

F. L. Cleveland,	John L. Helm,	I. C. Winfrey,
Thos. B. Cochran,	O. P. Johnson,	C. T. Worthington,
Wm. A. Dudley,	J. D. Landrum,	George Wright--24.

The question was then taken upon concurring in the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Baker, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger.	Evan M. Garriott,	W. W. McKenzie,
William S. Botts,	James W. Gorin,	George C. Riffe,
John B. Bruner,	W. C. Halbert,	B. W. Stone,
John G. Carlisle,	T. W. Hammond,	Philip Swigert,
Joseph H. Chandler,	James Harrison,	H. Thompson,
F. L. Cleveland,	John L. Helm,	I. C. Winfrey,
Thos. B. Cochran,	O. P. Johnson,	C. T. Worthington,
Wm. A. Dudley,	J. D. Landrum,	George Wright—24.

Those who voted in the negative, were—

R. T. Baker,	W. H. Grainger,	Elijah Patrick,
Tho. P. Cardwell,	Henry C. Lilly,	John A. Prall,
Milton J. Cook,	John W. F. Parker,	W. J. Worthington—9.

Leave was given to bring in the following bills, viz:

On motion of Mr. Dudley—

1. A bill for the benefit of Grigsby & Robinson.

On motion of Mr. Swigert—

2. A bill to amend chapter 63, Revised Statutes, title "Limitations of Actions and Suits."

On motion of Mr. O. P. Johnson—

3. A bill to change the time of holding the circuit courts in the 4th judicial district.

On motion of Mr. Chandler—

4. A bill for the benefit of P. Howard, of Taylor county.

On motion of Mr. Cleveland—

5. A bill for the benefit of the Dutch Ridge turnpike road company.

On motion of Mr. Lilly—

6. A bill to amend the charter of the town of Irvine.

On motion of Mr. J. D. Landrum—

6. A bill to amend the charter of the town of Mayfield.

On motion of Mr. Carlisle—

8. A bill to incorporate the Kentucky Central railroad company.

On motion of same—

9. A bill to amend the several acts providing for the holding of cir-

cuit and criminal courts for the counties of Kenton and Campbell in the cities of Covington and Newport.

On motion of Mr. Grainger—

10. A bill to amend the charter of the American Horse Insurance Company.

The Committee on the Revised Statutes were directed to prepare and bring in the 1st, 6th, 7th, 8th, and 9th; the Committee on the Judiciary the 2d and 10th; the Committee on Circuit Courts the 3d; the Committee on County Courts the 4th, and the Committee on Internal Improvement the 5th.

Mr. J. D. Landrum moved the following resolution, viz:

Resolved, That the Ministers of the several Christian Churches in Frankfort be invited to open the Senate each morning during the present session with prayer, and that they arrange among themselves the order and succession of their services.

Which was twice read and adopted.

Mr. Cook moved the following resolution, viz:

Resolved, That the Committee on the Revised Statutes be requested to inquire into the propriety and expediency of the Secretary of State causing to be published in pamphlet form and distributing all laws required to be given specially in charge to the grand juries, and that they report by bill or otherwise.

Which was twice read and adopted.

Mr. Gorin moved the following resolution, viz:

Resolved, That so much of the Governor's message as respects the death of Hon. E. L. VanWinkle be referred to a special committee of five, to act with a like committee on the part of the House of Representatives.

Which was twice read and adopted.

And then the Senate adjourned.

WEDNESDAY JANUARY 9, 1867.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act to change the place of voting in the Glade precinct, in Madison county.

2. An act to amend an act, entitled "An act to divide Poosey precinct, in Madison county."

3. An act to amend the charter of the Southern Mutual Life Insurance Company of Kentucky.

4. An act to increase the number of juridical days of the Owen circuit court.

5. An act for the benefit of the heirs of Logan J. Bosley.

6. An act to abolish the July term of the Clark circuit court.

7. An act to change the boundary of the town of Winchester.

8. An act to incorporate the Masonic Widows' and Orphans' Home and Infirmary of the city of Louisville.

9. An act to incorporate Christ's Church in Elizabethtown, Hardin county.

10. An act to incorporate St. Peter's Episcopal Church, Paris.

11. An act for the benefit of St. Peter's Episcopal Church, Paris.

12. An act to incorporate Neatsville Lodge, No. 192, of Free and Accepted Masons.

13. An act for the benefit of the Mt. Gilead and Steele's Ford turnpike road company.

14. An act to amend an act incorporating the Crescent Mining Company.

15. An act to incorporate the M. J. Williams Lodge, No. 409, of Free and Accepted Masons.

16. An act to amend and reduce into one all previous acts incorporating the town of Owenton, in Owen county.

17. An act to incorporate the African Cemetery Company of Bourbon county.

18. An act to incorporate the Bourbon and Fayette turnpike road company.

19. An act to amend section 11, article 1, chapter 43, title "Guardian and Ward," of the Revised Statutes.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 2d to the Committee on Propositions and Grievances; the 3d, 5th, and 8th to the Committee on the Judiciary; the 4th and 6th to the Committee on Circuit Courts; the 7th, 12th, 14th, 15th, 16th, and 19th to the Committee on Revised Statutes; the 9th, 10th, and 11th to the Committee on Religion; the 13th and 18th to the Committee on Internal Improvement, and the 17th to the Committee on Education.

The following petitions were presented, viz:

By Mr. Wright—

1. The petition of sundry citizens of Ohio county concerning the removal of O. P. Johnson from the 8th Senatorial District.

By Mr. Parker—

2. The petition of sundry citizens of Grundy, Kentucky, praying the passage of an act preventing the sale of spirituous liquors in said town of Grundy.

By Mr. Bigger—

3. The petition of citizens of Louisville, concerning the tobacco trade of said city, &c.

By Mr. Baker—

4. The petition of the officers of the town of Alexandria, praying an amendment to their town charter.

Which petitions were received, the reading dispensed with, and they were referred—the 1st to the Committee on Propositions and Grievances; the 2d to the Committee on Finance; the 3d to the Committee on the Judiciary, and the 4th to the Committee on the Revised Statutes.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Gorin—

A bill to incorporate the Kentucky and New York Lead Mining and Manufacturing Company.

By same—

A bill to amend an act, entitled "An act to incorporate the Eureka Petroleum, Mining, and Manufacturing Company," approved February 22d, 1865.

By same—

A bill to charter the Phœnix Manufacturing Company of Louisville.

By same—

A bill to incorporate Landmark Lodge, No. 41, Ancient York Masons, of Versailles, Kentucky.

By Mr. Cleveland, from the Committee on Banks—

A bill to amend the charter of the Farmers' Bank of Kentucky.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gorin, from the Committee on the Court of Appeals, reported a bill concerning the Court of Appeals.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be printed and made the special order for to-morrow at 11 o'clock, A. M.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to amend an act to incorporate the town of London,

Reported the same without amendment.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Harrison, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act to regulate insurance companies,

Reported the same with an amendment as a substitute for said bill.

Which amendment was concurred in.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Harrison moved the following preamble and resolutions.

The rule of the Senate being dispensed with, said resolutions were taken up and read as follows, viz:

WHEREAS, The Legislature of Kentucky having, in 1861, and again in 1863, demanded the call of a National Convention to revise the Federal Constitution, but the subject never having been seriously acted on by the Legislatures of the other States, we propose now earnestly to invoke their aid towards enforcing that demand, and to present some of the reasons which point to that as the only remedy for existing national evils.

The urgent need of the present day, is the speedy restoration of national concord and prosperous trade, together with the reinstatement of the Federal Constitution into its former sanctity and vigor.

The importance, the difficulty, and the necessity for this, are fully equal to what preceded and accompanied the inaugurating our nationality under the Federal Constitution. The supposed collision of sectional interests, the actual collision of political parties, together with the various questions which have arisen from the sudden emancipapation of negroes, have so accumulated and complicated the difficulties in the way of restoration, as to render it an almost hopeless task. The founders of the Republic overcame the similar but inferior difficulties of their day, by the expedient of a National Convention, and their brilliant success affords a persuasive hope that the same remedy may prove equally efficacious at the present day. If there be no other adequate remedy, that is an all-sufficient reason for trying it again. It is of easy proof that there is no other.

One of the unfortunate but seemingly inseparable incidents of our system of government is, that its powers devolve upon one of the contending political parties of every important national epoch. No such party can ever be able to restore national amity after such a conflict of sections and parties as that out of which we have not yet entirely passed. When the party in power is a large majority of the nation, the work of restoration is as simple as it is easy. We need only follow the successful examples of Madison and Monroe, who, by their gentle but most suasive "era of good feeling" policy, won New England back to its loyalty and weaned it from its undue partiality for England. Submission to the majority of the nation is so obvious a necessity, that when the party in power is sustained by such majority, it has the powerful influence of all the prestige of that public opinion which has for two centuries been the controlling power in England,

and which has heretofore been, and must always continue to be, the controlling power in this country. For a parity of reason, the ingrained American prejudice against the rule of a minority must render any minority party incompetent to the restoration of amity after a serious internal convulsion, because it does not represent the nation. The same political morals which inculcate acquiescence in the one case, equally urge and justify resistance in the other. The great, the decisive advantage which a majority party enjoys in such junctures, is, that it is not naturally liable to the imputation of sinister motive of party benefit, apart from the general good of the whole nation; whereas, the liability to that imputation is what renders a minority party so perfectly impotent.

It so happens, fortunately or unfortunately, that the party now ruling Congress is not merely a minority party, but its pursuit of party benefit is so obvious as to have extorted from its leaders the avowal and attempted justification of that as a leading inducement for their scheme of restoration or non-restoration, whichever it may be most properly called. Non-restoration leaves power in their hands, whilst restoration on their terms enhances their sectional and party power. Power of moral suasion over national opinion they have none—nay, less than none, because the very fact of a policy being recommended by them, rather tends to its condemnation by a large majority of the nation.

However astounding the fact may appear, we speak with proper caution when we pronounce the dominant party in Congress to be only a minority party, representing only some two fifths of the voters and an equivalent portion of the population of the nation. We do know that the people of Kentucky never were near so unanimous upon any political question as in their repugnance to radicalism. The presumption is, that the unanimity is, if possible, still greater further South. The recent congressional elections at the North do, therefore, incontestably prove that the Radical party has been elected by not more than two fifths of the voters, and has no pretense for representing more than about the same proportion of the people of the whole nation. In other equivalent words, they are sustained by only about two fifths, whilst acting in direct opposition to the will of some three fifths of the whole nation.

The result is, that all their attempts at restoration or non-restoration must ultimately prove abortive. That result needs no further proof; but we prefer that it shall not rest upon what to some may seem a hasty assumption. We prefer to give some of the reasons why a majority of the people of each of the fifteen former slave States will refuse to ratify that Constitution amendment which is the ultimatum and only scheme for restoration proposed by the dominant party

1. The amendment would befoul the Constitution with an indelible stain on the national honor. It would violate the amnesty given by the proclamations of Presidents Lincoln and Johnson. It would be so violated by the use of that most detestable of all modes of party

vengeance, the engrafting upon the Constitution a bill of attainder and *ex post facto* punishment, in disregard of the reprobation which all our Constitutions and all true lovers of liberty have cast upon that mode of tyranny.

The amnesty embraced nineteen twentieths of the people engaged in the rebellion, to whom it carried perfect legal absolution. It was a legally accomplished and irrevocable restoration to all the rights of loyal citizens, without power anywhere to abridge those rights or call them in question on account of the rebellion. That fault, like a legally released debt, became a mere thing of the past, not to be resuscitated for any purpose of government action against the pardoned.

The people so pardoned constituted the eleven rebel States within the meaning of the Constitution, when speaking of States, and guaranteeing that each State shall have at least one Representative and two Senators in Congress. The right to this representation was legally and indefeasibly secured to them by their pardon. So highly was this right esteemed, so sacred was it held, that even the whole nation is expressly prohibited from taking, even by Constitution amendment, from any State its equal representation, and consequent equal suffrage in the Senate.

Even without the pardon, the pretense would be absurd to treat them as the people of a conquered foreign province. As said by Judge Sprague, in his brief but impregnable argument, after the rebellion was put down and peace restored there could be no belligerent rights, because there were no belligerents, and there can be no just application of the term conquest in this sense, when a nation merely requires possession of its own territory or subdues its own citizens to obedience. The laws of nations never enlarging, but only used for the purpose of curtailing or restraining the power of governments, can render no aid towards an assumed power in Congress to abridge the right of representation. It is an excess of folly to claim any extraneous law as even influencing a question so entirely within the scope of the Constitution, which proclaims itself as the supreme law of the land.

Full restoration to all the rights of citizens, including that of representation in Congress, was indisputably the intention and understanding of those who proffered and those who accepted the amnesty. To withhold or even impair that great right, would be a nation-dishonoring breach of plighted faith, an *infamy* in the estimation of all Christendom. Yet this is what the proposed amendment attempts, by disqualifying for office a very large class of the pardoned rebels, and thereby most injuriously limiting the choice of officers, and, by an *ex post facto* penalty, punishing a pardoned offense, not so punishable at the time of its commission, whilst also violating our wise federative principle, which leaves the prescribing of qualification for State offices to State authority.

Such defilement of the Constition is not the way to restore the reverence and affection in which it was formerly held, but to weaken, if not destroy, the feeling where it still lingers in the hearts of its most tenacious lovers.

Even worse than such defilement of the Constitution would be an attempt to force its ratification by prolonged denial of representation to ten States; each House of Congress for that purpose usurping the functions of a high judicature, trying and convicting the ten States, and punishing them by a penalty invented for the occasion, which robs them of their guaranteed right of representation. All this, too, done under the flimsiest of pretexts, that power of each House to judge the disputed election, or disputed return, or disputed qualification, of its members. Thus to usurp, upon the pretext of so comparatively paltry a power, the transcendental power of doing what the Constitution expressly prohibits the whole nation from doing, even by a Constitution amendment, is the very extreme of unconscionable usurpation. It would be a plain robbery of the South for northern party benefit. With equal legality, justice, and propriety, the Senators and Representatives from Massachusetts could be expelled from Congress, for her traitorous conspiracy, through the Hartford Convention, in favor of a foreign enemy, and her persistent refusal to lend the nation any aid against that enemy.

Like unto this usurpation would be that which is threatened of taking from the ten States their republican governments, under pretext of guaranteeing such governments. According to all American teaching, republican government means self-government, and none can be that which is dictated by any extraneous powers. Those governments are now just what they have been for ninety years. It is the mere effrontery of reckless denial, to say that they are not republican within the meaning of the Constitution. The Constitutions of those States were no more repealed by the rebellion, or in any way abrogated by its suppression, than were their statutory or common laws, an effect so absurd as to have been contended for by no one, and which is expressly inhibited by the law of nations in cases of foreign conquest. Whatever there may have been in their Constitutions repugnant to that of the United States were merely void and inoperative, but no more invalidating the rest than does a single unconstitutional section vitiate a whole statute.

2. Without proposing any other basis than that of population for representation, the amendment will take without equivalent, or any sort of compensation, from each of the former fifteen slaveholding States, a part of the representative power guaranteed by the Constitution; in other words, confiscates that much of their secured rights. So far as it regards the four border States, there is no pretense of any offense to be punished by this sort of bill of attainder confiscation; and it is bare-faced plundering from them for the benefit of the free States: this, too, in perfidious violation of those repeated party, Presidential, and Congressional pledges which obtained the aid of those four States in suppressing the rebellion, and that alacrity of volunteering manifested everywhere, without any regard to the politics of the volunteers. According to those oft-repeated pledges, it was to be no war of conquest or for sectional aggrandizement. In the absence of all such pledges, the mere abuse of a great national trust, in the attempt to bribe or coerce ratification from a sufficient number of the

rebel States, can be properly characterized no otherwise than as attempted robbery of the border States. It must be short-sighted policy which, for any purpose, would persecute the near three millions of the border States into despising and hating the Federal Government. For the States principally responsible for the instigation of this wrong it is equally a narrow, short-sighted policy, that, for the sake of temporary gain, will bring upon them the enduring odium of two-thirds of the nation.

The amendment also attempts to defile the Constitution by a plain repudiation of the national debt contracted by Congress with the owners of enlisted slaves. It also impudently seeks to obtain from the border States an approval of the repudiation of their equitable claim on the justice of the Government for the loss of two hundred millions' worth of their legally held property, inflicted by the abolition amendment, in pursuit of a supposed great national policy, in disregard of the compensating examples of England and Congress, when emancipating West India and District of Columbia slaves. The repudiation of this equitable claim is only less base than the other, because it has not been formally liquidated and brought into the shape of an admitted legal demand.

3. The enforcing clause of the amendment is also very obnoxious, because it attempts to confer upon the minority party an undefined discretionary power of the most anti-republican character, and which, judging by what the party has attempted under the similar clause of the abolition amendment, will be abused for the most tyrannous purposes of persecution upon the people of all the slave States.

4. Ratification will be refused because it is viewed as an insolent attempt at dictation, an unconscionable effort to benefit the North at the expense of the slave States by the uncompensated surrender of political power; an effort to make the rebel States buy rights which already belong to them, and which there is no power to take from them, except through this amendment, whose ratification by any one of the slave States would be self-immolation and degradation.

Without further argument, it may be assumed that this, the only scheme for restoration proposed by the ruling minority, is futile, because it will not be ratified. So it will also prove as to any other amendment proposed by that party. Their recommendation will cause its condemnation by enough States to defeat its ratification. It may be safely affirmed, that though the party, through pertinacious effort to perpetuate its rule by unconstitutional means, may have the power to convert this country into another Mexico, with an interminable succession of civil wars, yet such destructive power implies no restorative power, because it would be mere folly to suppose that three fifths of the nation will tamely acquiesce in any such attempted usurpation. It cannot be peaceably accomplished by continued gerrymandering at the North, and the proposed territorializing at the South, but, sooner or later, the attempt, if persevered in, will be drowned out in a deluge of blood. What, then, is the remedy for existing national ills, and many others that lie in the near future, if something be not done to avoid them? There is no adequate remedy but that which was so

successfully tried at a former similar juncture, and of which the Federal Constitution was the brilliant fruit. A National Convention, and that alone, is the remedy. Its powers, and none other, are adequate to the task. It may even be said that it is fortunate and right that none but those who represent indisputably the will of two thirds of the nation should have the power of amending, or, by the power of moral suasion, cause the amendment of the Constitution, with a view to permanent national concord and prosperity.

It would render this address too prolix to set forth most of even the prominent arguments in favor of a National Convention. Let it suffice to call attention to a few particulars. Our own experience under our State Constitutions sufficiently proves that the Federal, like every other written Constitution, needs, and will continue to need, from time to time, revision by competent authority, not only for the purpose of supposed needed amendment, but also for the purpose of settling disputed constructions. The practical working of the Federal Government during near eighty years, and especially during the last six years, has accumulated a large amount of such questions, whose settlement is of infinite importance to permanent national well-being.

To instance a few, there are—1. Internal improvement; 2. Tariff and nullification; 3. Power of Congress over Territories and the public lands; 4. Power to create corporations; 5. Unlimited power to admit new States; 6. Unrestrained power to pack Supreme Court; 7. Power of confiscation; 8. Conscription; 9. Paper money legal tender; 10. Vacancies in the Presidential office not provided for by the Constitution, with the power to order a new election, or to refer a contested one back to the electors for prompt decision; 11. The number and apportionment of delegates to a National Convention; 12. Habeas corpus and martial law, with the incidential Presidential power in time of internal war; 13. Readmission of rebellious States to a participation in Federal power; 14. The citizenship or free inhabitantship of native negroes, with the power of Congress to naturalize foreigners other than those of the European race, and to colonize the negroes; 15. Equal State suffrage in the Senate and in the House of Representatives; 16. Status of Western Virginia, &c., &c.

This is not a proper occasion for stating the many wrongs that Kentucky and the other border States suffered from the dominant party, under its military rule, not only during the war, but for many long months after peace was restored and the rebellion entirely subdued. Whenever that is done, the statement will afford a reason of controlling importance why a Convention should be called to prevent a repetition of those wrongs hereafter, and prevent their perpetration from serving as valid precedents for similar usurpations and tyrannical abuses of usurped power. Suffice it to say, that those abuses were so various and multifarious, that they for the time prostrated all the most cherished guarantees of civil liberty, including free speech, free press, free ballot, habeas corpus, exemption from arbitrary imprisonment and banishment, with protection against illegal arbitrary extortions and the uncompensated seizure of private property, under the pretext of public use, but really for the personal profit of the officers making the

seizures and extortions; this, too, without the insufficient apology of any actual necessity; this, too, whilst no adequate protection was afforded against Southern guerrillas, or armed robber bands of deserters from both armies. Such is the abhorrence which Kentucky and the other border States have a right to feel, and do feel, for these acts of unpunished and unrebuked tyranny, that they cannot again have their former feeling of content and esteem towards the Federal Government until, by the agency of a National Convention, the Constitution is reinstated into its rightful supremacy; nor, indeed, can they feel that their people are under a protecting free government until the Constitution is so amended as to adequately prohibit military usurpation under the unpardonable penalty of death. Such was the penalty inflicted by a Roman Consul on his own victorious son for fighting against orders. Such like penalties, inexorably enforced, gave the Roman armies that perfect discipline which rendered them invincible. A similar one denounced by the Constitution itself would go far to restore its sanctity, and the so much needed *civil discipline* of the nation, by inculcating obedience to its commands as the highest duty of American patriotism; counteract the bad precedents, and render the nation's liberty indestructible.

The novel modern pretension of a right in public servants to disregard the Constitution, under the pretext of necessity, and of which necessity they are to be the exclusive judges, is so repugnant to the very basis of all government of law, of all Constitution-secured liberty, that its final refutation and condemnation by a solemn national decision, affords an all-sufficient motive, even if there were no other, for the Convention. The obtaining of such a condemnation is the greatest present duty of patriotism. Of the two great internal wars with which the nation has been afflicted, the war against the Union and the war against the Constitution, the first has been triumphantly and permanently closed by the gallantry of our military and naval countrymen; but the other, the war against the Constitution, still lingers, and is as far from a final permanent close as it was years ago. The successful, peaceful close, is the great duty of the present generation of Americans—a duty which they owe not only to themselves and their posterity, but to the sacred cause of liberty itself. Whilst the vitality of the Constitution was being trampled out, every true patriot must have been shamed with the exultant shouts of the absolutists of Europe over the alleged failure of the model Republic, that boasted exemplar of the competency of men to self-government, of the possibility of a republican government being a government of law, restraining its majorities by prescribed legal rules. That exultation of the enemies of civil liberty should be silenced, that foul stain on our National escutcheon should be removed. All intelligent considerate men must agree, that this can be accomplished no otherwise than through the instrumentality of a National Convention. Nothing but the mighty voice of the whole nation, so uttered, can ever restore life, liberty, and property to a reliable protection of the law.

The status of Western Virginia is a subject of much importance to the whole nation, and of peculiar interest to Kentucky. With the

same mother, that great mother of States and of statesmen, with the same habits, manners, sympathies, and prejudices, with near kinship and close neighborship, and with an almost identity of local and commercial interests, Western Virginia is affianced to Kentucky by bonds which bind Kentuckians in equal degree to the people of no other part of the Union. The Federal Government is under the strongest moral obligations to guarantee their separation from Virginia, if they persist in so desiring, and if it can be legally accomplished. The difficulty is that it cannot be legally done without the consent of Virginia, and the Supreme Court will be constrained so to decide. Even a hope to the contrary by intelligent men is mere voluntary self-delusion. Such a decision will place the public affairs, including the past legislation of West Virginia, in an inextricable confusion of irremovable difficulties. Virginia is not likely to give her consent to the separation; and if given, there would be grave doubt whether it could be made to relate back, so as to cure past irregularities, from want of then existing legal power. The only remedy is to be found in a National Convention, which, though it might not deem it either just or politic to attempt a forced separation, yet would have ample moral influence to procure one, upon such equitable terms as it would alone think of recommending. That Virginia would yield to the request of two thirds of the nation so made, her past history affords the strongest reason for believing. It was in compliance with a similar request by Congress that she made her magnificent gift to the nation of the present site of the six large Northwestern States, and from the sale of whose lands the nation has derived such large profit. This patriotic, self-denying donation, unparalleled as it is for magnanimous generosity, except by the similar but smaller donations of Georgia and South Carolina, affords ample reason for the belief that she will again gratify the nation, even though the separation may require some considerable sacrifice of what she may deem her material interests.

In close connection with the situation of Western Virginia the attention of the whole nation may well be called to the unfortunate condition of those other close neighbors and near kindred of Kentucky, the people of Missouri and Tennessee, who are suffering under the tyrannous rule of a minority of their citizens. It is especially worthy of national attention, because that minority rule is held under legal forms that were forced upon those States through the aid of Federal bayonets, and is certain to occasion civil war in those States to the imminent peril of the national peace. The advice of a National Convention might well be relied on to obtain for those States the indispensable revision of their Constitutions.

As to the negro question, we need only say, that the slave States will be glad to acquiesce and accommodate themselves to its final settlement upon any plan that a National Convention is at all likely to propose. If the Convention meets, as it ought, before the next Presidential election, that may be too early to make a final disposition of the subject, from want of adequate information as to the practical working of the unprepared emancipation experiment; and that, after doing what may be deemed necessary for the better securing of the civil

rights of the negroes, the Convention will empower Congress, at some future day, by a two-thirds vote of both Houses, finally to close the subject.

With a view to that final disposition, whenever and however it may occur, it will not be amiss to say, that, from having the topic all to themselves, the abolitionists seem to have obtained a kind of judgment by default in northern opinion against colonization, which will have to be reviewed and set right. The success in forestalling Northern opinion as to colonization seems to have been obtained by treating African colonization as the only mode contemplated, and by the easy statistic proof of its impracticability; taking care to ignore entirely the much more desirable colonization in Southern Mexico, Western Texas, and Southern Florida, together with the equally facile statistic proof of its perfect practicability.

We have to deal with some four million of ignorant, helpless negroes, most of whom have not yet passed the stage of semi-barbarism, those of them in the free or border States forming no test as to the mental and moral deficiency of the great bulk who reside in the cotton States. But as to what we have to say, there needs no nice discrimination as between those two classes; they all, with few exceptions, needing a civilization which they have not yet attained. With exclusive reference to the permanent welfare of the negroes themselves, the paramount question is, how best to obtain that civilization for them. Amalgamation is so repugnant to the white part of the nation most interested in the question, that it may be left out of view as one of the available means for improving the negro race, leaving it, however, as it now is, perfectly free to any of the States to experiment within their own bounds upon the negro cross for the improvement of their white breed. What we have to suggest is, that the institution of the family, with only one wife to each man, is the indispensable basis of all civilization, whether you look to religious, moral, or mental culture and improvement. All education, even the most important of all mechanics, is but comparatively thrown away without the previous preparation of the family institution. Without that, it is like scattering grain in an unpruned forest or among the weeds of unploughed land. The humanizing influence of women and young children, so necessary to all races of men, is especially necessary to the civilization of the semi-barbarian. It has even been said that you may know the degree of civilization in any country by ascertaining the condition of its women.

Now nothing can be more obvious to those having adequate acquaintance with the nature and habits of negroes, than that the beneficial influence of the family institution, with the requisite sanctity and chastity, is not attainable for negroes whilst they remain closely clustered together in poverty and in large gangs. Dispersion is the indispensable prerequisite; and as things now are in this country, the influencing example of near white neighbors is indispensable to those habits of industry, chastity, and honesty, without which the negro, with few exceptions, can never be raised to a social position entitling the great bulk to the right of suffrage, or any other test of

full citizenship. Indeed, it is to be feared that a large part of the plantation negroes of the cotton States will relapse into barbarism.

It must be conceded in favor of emancipation, that the discovery made during the war of the useful capabilities of negroes for soldiers is as important, if not as valuable, as the invention of the cotton gin. It has added vastly to the military strength of the nation, by showing an inexhaustible supply of volunteers and a recruiting ground at the South more valuable than that which England has always had in Ireland. In a few years the South must become as distinctively the military, as the Atlantic strip north of the Susquehanna is the naval section of the Union. But this, like most things, may have its countervailing disadvantages. These ever-ready volunteers are mostly congregated at the South, where abound those unquiet spirits who are too proud or lazy to make a living by the dull unexciting industry of civil life, and who, by means of this facility for raising men, may keep the nation in constant foreign broils by fillibustering, and fan every incipient flame that tends to rebellion or civil war. If this seeming danger has any rational basis whatever, it affords a strong argument in favor of dispersion or colonization, which a National Convention will have to weigh against the increased military strength, and lean to the one or the other, as national peace or military strength may seem best promotive of permanent national welfare. It will have to determine whether, by encouraging the negroes in their natural propensity to gregarious indolence, and thus securing an abundant supply of food for powder, it is not at the expense of a wiser and humaner policy so necessary to their civilization and improvement, as it is also to the nation's peace.

Whilst thus addressing the Legislatures of the other States in behalf of a National Convention, the occasion is appropriate for making a brief response to the proposition of the joint committee of fifteen as to the mode of restoration; and all the more brief, because of the triumphant and most able refutation it has already received from the minority of the committee. The answer of Kentucky to the request that she will ratify the proposed Constitution amendment is, that she deems the proposition a gross insult, requiring, as it does, her self-degradation in aiding the robbery of herself and other States—a robbery which can result in no conceivable benfit to them, but only for those who have devised the robbery. The report, whilst industriously inciting all the bad feelings of the North against the South, contains no word of conciliation to the South, and proposes nothing for its benefit. So far from its being true, according to the bold assumption of the committee, that it is exclusively with Congress to fix the legal status of the pardoned rebels, the very reverse of the proposition is much more nearly true, and Congress has no right whatever to interfere with that status or to abridge any of the rights pertaining to the pardoned. The Constitution and acts of Congress, in force at the cessation of the rebellion and the taking effect of the amnesty, irreversibly fixed the legal status. All that remained unaccomplished in reference to the rebellion was the punishment of the rebels, and that belongs exclusively to the Judicial and Executive Departments,

without any participation whatever on the part of Congress. The status is entirely ruled by the Constitution, and as it gives Congress no power to abridge the rights pertaining thereto, all attempts of the kind must be held by impartial jurists as mere attempts at usurpation. If it be necessary or proper to postpone the enjoyment of political rights by pardoned rebels, the Constitution would have said how, and for how long the postponement should last. If it had been deemed at all proper to have lodged a discretionary power of postponement, it would have designated the department by which that very delicate power was to be exercised. All the analogies of their own work, and all the experience of history, would have induced the makers of the Constitution to have selected for that purpose either of the other departments rather than Congress. It was well known then, though probably not so well as now, the terribly vindictive, selfish passions which sway a political party after suppressing a rebellion against its rule, and the members of the Convention were far too wise to confide such a trust to a political party. It is therefore confidently affirmed, that the facts and pre-existing law irreversibly fixed the status to be ruled by the Constitution, and that Congress has no sort of legal right or power to interfere with the matter. If the Constitution says, as we contend, that the pardoned rebels, acting under their old or amended State Constitutions, are entitled to representation, then its denial is a most unconscionable and pernicious breach of duty under the official oath to obey the Constitution.

The selection of this committee, the character of its report, and its insulting proposition, are no doubt mainly due to the predominant influence of Massachusetts, and no apology is therefore needed for treating her as a responsible indorser. She has not only achieved a preponderant influence in our national affairs, but arrogates to herself the immaculate championship of all loyalty to the Union, devoted obedience to the Constitution, and disinterested love for the poor negro. It is time that these high pretensions should undergo some test from historic facts, and not suffered to rest upon her own modest assumption. Her loud clamor for more blood and more confiscation, with her persistent denial of restoration, should be allowed no more influence than belongs to the action of any other State, unless, indeed, she can make good her exalted pretensions to such superior virtue.

If Pennsylvania, with her larger population, had the same number of Senators as are allowed to New England, she would hold one seventh, instead of one thirty-sixth part, as she now does, of the immense powers of the Senate. Who would voluntarily yield her such preponderant power, "good old Pennsylvania" though she be, who never faltered in her loyalty, and, even though she were the veritable "key-stone" of the Federal arch? Yet such would be but the power now wielded by Massachusetts, all the Senators from New England, with only one temporary exception, being as much under her dictatorial influence as if they were all appointed by herself. Still she has the modest effrontery to ask the nation to ratify her selfish scheme for enhancing her power in the House of Representatives and in the Presidential elections by robbery from the fifteen Southern States. This

excess of power affords an additional reason for weighing her moral pretensions.

For the sake of her great gains out of the infamous African slave trade she defeated the earnest effort of Virginia, and other Southern States, to have the trade prohibited in the Constitution, and, by keeping it open for twenty years, made herself responsible for the presence among us of full one third of that negro population which has inflicted such incalculable injury upon the nation. By all consent the African slave trade was much the most infamous crime ever committed by this nation against negroes, and so soon as the restraint on Congress expired, it was denounced as piracy and punished with death.

She was the first publicly to espouse in Congress the right of secession, and through one of the most talented and influential Representatives she ever had, formally and deliberately threatened it, if Louisiana, with her ample population, was admitted into the Union, the sole grievance therefrom being, that it would add to the political strength of her party adversaries, with a proportionate diminution of her own. Yet she has not scrupled, for the purpose of increasing her party strength, to aid in making, at a single session, three new States out of Territories, neither of which had one third of the requisite population.

She gave no aid to the last war with England, as just a war as ever was waged, but denounced it as so immoral that "no religious people" could rejoice in our victories; and at its gloomiest period, when our then feeble people were in a desperate struggle with the most potent military nation of the world, she traitorously conspired, at her Hartford Convention, to cause the secession of New England, with its inevitable attendant of civil war and consequent triumph of the foreign enemy. This she did because the war was yielding her no pecuniary profit, but was hindering her from large commercial gains. She preferred those gains to avenging the national honor from the many wrongs and insults inflicted by England, though she well knew that a large majority of the nation viewed her conduct with utter contempt and abhorrence.

Notwithstanding her antecedents, which characterized her as the worst enemy the negroes ever had in this country, when an opportunity offered of so playing on Northern prejudice against slavery, as to organize a sectional party which would place her in power, she assumed to be the magnanimous champion of negro philanthropy, and urged forward the sectional conflict, though she well knew its danger to the Union, silencing the fears of her dupes by her reiterated assurances that the South was too feeble and effeminate to be kicked into rebellion. Yet, whilst preaching negro philanthropy, she refused to permit five or six hundred destitute suffering negro families to be sent to her from Fortress Monroe for protection and employment during the war, fearing that they might become a permanent nuisance to her people, and her amiable Governor insisting that the nuisance ought to be fastened on the South as part of its punishment for rebellion. From the same reckless disregard for the welfare of the negroes, she urged on the policy of proclaiming their freedom, in the hope that it

would incite a servile war of knife and torch, in which, if her amiable wishes had been gratified, the poor negroes must have suffered extermination. Though their calamity did not reach that point, yet her policy, by seducing them from their homes, and causing them to flock to the Union camps and military stations, where there was no care or preparation for their comfort, they were suffered to die like rotten sheep, by all the varieties of painful diseases incident to starvation and unsheltered exposure to the inclemencies of the weather. It is a reasonable calculation that the reckless pursuit of this, her negro policy, during the war, has cost the race a destruction of its population proportionate in amount to any ever suffered by Ireland in the same length of time from the combined effects of cholera, potato rot, and emigration.

She must share with Southern agitators responsibility for the calamities of the civil war which she aided them to incite and willfully provoked. She enabled those agitators plausibly to urge their most effective argument for secession—that a majority of Northern people had no feeling towards the South but one of bitter hatred—an argument, which, if it had been true, would have afforded most plausible moral justification for the attempt, and would cause a doubt whether Kentucky and the other border States were altogether justified in aiding to prevent its success. But it was not true. It cannot be true even now as to the people of any State except Massachusetts. Kentucky has always denounced it as a nation-dishonoring calumny. Yet, if the conduct of Massachusetts could be taken as proof of the feelings of the people of all the States co-operating with her, it would be but too true now, and induce the belief that it may have been true also before the rebellion. Reckless of her own treasonable antecedents in favor of secession, she now denounces it as treason, as that worst of crimes which must be punished; as the equal in atrocity to her own Benedict Arnold-like treason. With insatiable hate and greed she clamors for more blood, more confiscation, whilst her sanctimonious Representatives spurn the Constitution with aversion and contempt when interposed as a barrier to either her greed or her vengeance.

After forcing upon the country the odious conscription, she evaded the responsibility of her own citizens by supplying much of her quota with worthless, ignorant negroes, gathered from all quarters, and, but for General Sherman, would have supplied the whole of it with rough brutish negroes from the cotton States; also by imported foreigners, who could not speak our language, and who, if their Consul can be believed, she cheated out of what she had promised to pay them; also by unjustly obtaining large credits for naval enlistments made within her bounds by the Government, when most of those enlisted were neither citizens nor residents of her State, and when the Western States were obtaining no credits for similar enlistments made within their bounds.

In the arrogant self-sufficiency of a purse-proud *shoddy aristocracy*, she recently manifested her defiance of the nation's derisive contempt by the indulgence of her very peculiar taste as to the character, the color, and the odor of her Congressional and Legislative Representa-

tives. Which is the more enviable of the two—she or Virginia? Exultant Massachusetts, in the boastful enjoyment of her shoddy wealth, her vast profits from the war, hugging to her doating bosom her *living son*, her two-million hero, that General who brought her as his contribution to her military trophies, to her military renown, an unrivalled reputation for the successful plundering of his own unarmed countrymen, and a world-wide notoriety, obtained by inciting his soldiers to outrage the ladies of New Orleans—or the heart-stricken mother of Washington, of Jefferson, of Patrick Henry, of Madison, and of Monroe, amidst her desolated valleys and ruined cities, pointing to the grave of her *dead son*, her great Christian soldier, as the depository of her most precious trophy? From such a trophy she may well derive mournful but proud consolation in her affliction. It is the grave of a *real* hero, whose beautiful, all-loveable character, is her truly great trophy, as it is also one of the proudest boasts of our whole nation. It is another of Virginia's very many contributions to the national renown, to that rich galaxy of national worthies which constitutes the only enviable renown, the most worthy rivalry among nations, the purest and the best incentive to patriotism.

The eloquent ravings of frantic Lear, whilst exposed to the "pitiless storm," and upbraiding his gods for their seeming aid to filial ingratitude, excites no warmer or purer sympathy than does the dumb agony of Virginia whilst mourning in voiceless sorrow those many sons who, at her bidding, lost their lives in the most tremendous duel ever fought in any country over the disputable construction of a political compact. We are proud to say that Kentuckians hold her in the reverential regard of filial affection, notwithstanding her great fault, and accept with implicit trust her plighted promise not again to attempt the practical enforcement of the assumed right of secession. That was her only attempt at a violation of the Constitution, and we don't doubt that she will prove in the future, as she did in the past, its main bulwark. We also hope, that, not waiting to be advised by a National Convention, she will tender her western citizens the amnesty of that mutual forgiveness so necessary in the settlement of all family quarrels, and, in a national point of view, so peculiarly necessary to her own situation. Her own magnanimous sense of justice will no doubt also prompt an amendment of her Constitution which shall base representation upon population, instead of counties and cities. In the future her local position and commercial interests will so far assimilate her to Kentucky, that she will also consider the preservation of the Union as her paramount political interest.

As to Massachusetts, instead of forgetting the generous forbearance of a Virginia President towards her many sons implicated in the infamous Hartford Convention treason, and inciting a relentless persecution against the South, she would do better by a regenerated life to redeem the past and prevent the otherwise probable doom of history upon her for being a heartless, rapacious, tricky, disloyal sister in a sisterhood of States, and indulging demoniac hate against many of her sisters. In thus arraigning her, it is of course no part of the purpose to invoke indiscriminate national censure upon all her

people. There are among her citizens many enlightened pure patriots who Kentucky would take pleasure in trusting and honoring, and who sincerely lament the degradation of their State under fanatic rule—men with whom Kentucky would gladly co-operate in the future, as she did in the past, when Massachusetts was under the guidance of her true national statesmen, who, together with those of the present day, afford consoling proof that her revolutionary patriotism is not extinct in a degenerate posterity. Should it be objected that there are other States also obnoxious to censure, about whom nothing is here said—the frank answer is, that such States are perfectly welcome to consider themselves as included in the censure, though only vicariously inflicted upon her for their benefit.

Prominent members of the dominant party having demanded from the South counter propositions for restoration, we will say, in conclusion, that the counter proposition of Kentucky is, *a National Convention.*

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the Legislatures of all the other States be earnestly but most respectfully requested to co-operate with Kentucky in the demand she has made for the call of a National Convention.

2. That our Senators and Representatives in Congress be requested to obtain the early passage of a joint resolution recommending a National Convention as the only means for a permanent salutary adjustment of our national difficulties, and to lay this preamble and resolutions before Congress.

3. That our Senators and Representatives be requested to obtain a resolution of Congress for so amending the Federal Constitution as to take all participation in an undecided Presidential election from the House of Representatives, and refer it back to the electors for prompt decision, between the three highest candidates.

4. That Congress be again requested to call a National Convention for the revision of the Federal Constitution.

5. That ——— copies of these resolutions, with their preamble, be printed, and the Governor is requested to cause them to be sent to Congress and the State Legislatures.

Ordered, That the Public Printer print 150 copies for the use of this General Assembly, and that they be referred to the Committee on Federal Relations.

The Speaker laid before the Senate the response of the Auditor to a resolution of the Senate, which response is as follows, viz:

AUDITOR'S OFFICE, KENTUCKY,
FRANKFORT, January 7th, 1867.

Hon. R. T. Jacob, Speaker of the Senate:

SIR: In response to a resolution adopted by your honorable body, offered by Hon. M. J. Cook, calling upon the Auditor for a statement of the qualified voters reported on the Commissioners' books of last year, 1866, I beg to submit the following, viz:

NAMES OF COUNTIES.	Qualified voters.
Adair	1,705
Allen	1,651
Anderson	1,264
Ballard, (white males over 21 years)	1,688
Barren	2,471
Bath	1,700
Bracken	2,254
Breathitt, (white males over 21 years)	667
Breckinridge	2,200
Boone	2,054
Bourbon	1,769
Boyd	1,405
Boyle	1,202
Bullitt	1,149
Butler	1,432
Caldwell	1,372
Calloway	1,586
Campbell	4,716
Carroll	1,064
Carter	1,543
Casey	1,356
Christian	2,422
Clark	1,430
Clay	1,125
Clinton	794
Crittenden	1,497
Cumberland	1,093
Daviess	3,211
Edmonson	800
Estill	1,375
Fayette	2,725
Fleming	2,152
Floyd	1,232
Franklin	1,876
Fulton	850
Gallatin	821
Garrard	1,528
Grant	1,631
Graves	2,456
Grayson	1,623
Green	1,307
Greenup	1,705
Hancock	1,058
Hardin	2,548
Harlan, (white males over 21 years)	880
Harrison	2,483
Hart	2,017
Henderson	1,874
Henry	1,964
Hickman	1,053
Hopkins	2,063
Jackson	608
Jefferson	16,202
Jessamine	1,363
Johnson	955
Kenton	3,689
Knox	1,386
Larue	1,285
Laurel	985
Lawrence	1,556
Letcher. (No book for 1866.)	

LIST OF VOTERS—Continued.

NAMES OF COUNTIES.	Qualified voters.
Lewis	1,706
Lincoln	1,666
Livingston	1,115
Logan	2,362
Lyon	839
Madison	2,796
Magoffin	623
Marion	1,301
Marshall	1,469
Mason	3,297
McCracken	1,607
McLean	1,197
Meade	912
Mercer	1,982
Metcalfe	1,224
Monroe	1,352
Montgomery	1,113
Morgan	936
Muhlenburg	1,972
Nelson	1,939
Nicholas	1,814
Ohio	2,423
Oldham	1,054
Owen	2,475
Owsley	987
Pendleton	2,112
Perry. (Not reported.)	
Pike	1,195
Powell	453
Pulaski	2,750
Rockcastle	1,039
Rowan	450
Russell	1,113
Scott	1,865
Shelby	2,276
Simpson	1,209
Spencer	940
Taylor	1,220
Todd	1,552
Trigg	1,726
Trimble	1,004
Union	1,777
Warren	2,898
Washington	1,867
Wayne	1,677
Webster	1,468
Whitley	1,332
Wolfe	800
Woodford	1,116
Total	187,870

W. T. SAMUELS, *Auditor.*

Ordered, That the Public Printer print 150 copies thereof for the use of this General Assembly.

The Speaker, in pursuance of a resolution of the Senate in regard to the death of the Hon. E. L. VanWinkle, late Secretary of State, announced the following committee, viz: Messrs. Gorin, Bruner, Helm, Baker, and C. T. Worthington.

The Speaker, also, in pursuance of a resolution of the Senate, appointed the following as the committee on the apportionment of the State into Representative Districts, viz:

From the 1st District, Mr. Bigger.

From the 2d District, Mr. Bruner.

From the 3d District, Mr. Gorin.

From the 4th District, Mr. Wm. Johnson.

From the 5th District, Mr. Harrison.

From the 6th District, Mr. Baker.

From the 7th District, Mr. Dudley.

From the 8th District, Mr. Cook.

From the 9th District, Mr. Wm. J. Worthington.

On motion of Mr. Bruner,

Ordered, That Mr. Botts be added to said committee.

The Senate took up for consideration a bill from the Senate, entitled

A bill concerning the Board of Internal Improvement.

Ordered, That said bill be made the special order of the day for Friday next, at 12 o'clock, M.

The Senate also took up for consideration a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to amend the penal laws," approved August 28th, 1862.

Ordered, That the Public Printer print 150 copies thereof, and that it be placed in the orders of the day.

Leave was given to bring in the following bills, to-wit:

On motion of Mr. O. P. Johnson—

1. A bill to reduce into one the several acts in reference to the Butler County Seminary.

On motion of Mr. Swigert—

2. A bill to prevent the circulation of counterfeit bank notes.

On motion of Mr. Botts—

3. A bill to amend chapter 1, of title 14, of the Civil Code of Practice.

On motion of Mr. Winfrey—

4. A bill to amend an act, entitled "An act to amend the charter of the town of Columbia, Kentucky," approved February 17th, 1866.

On motion of Mr. Harrison—

5. A bill to charter the St. Joseph Industrial School of Louisville.

On motion of same—

6. A bill to charter the Falls City Southern Park Association.

On motion of Mr. Helm—

7. A bill for the benefit of Hardin county.

On motion of Mr. Wright—

8. A bill for the benefit of the Presbyterian Church at Bowling Green.

On motion of Mr. Halbert—

9. A bill to incorporate the Vanceburg, Tollsboro, and Maysville turnpike road company.

On motion of same—

10. A bill for the benefit of Seth Parker and Madison Thomas.

On motion of same—

11. A bill to change the time of holding the court of claims in Lewis county.

The Committee on Education were directed to prepare and bring in the 1st; the Committee on Banks the 2d; the Committee on Codes of Practice the 3d; the Committee on the Judiciary the 4th, 5th, and 6th; Messrs. Helm, Grainger, and Cochran the 7th; Messrs. Wright, Helm, and Bruner the 8th; the Committee on Internal Improvement the 9th; the Committee on Finance the 10th, and the Committee on County Courts the 11th.

Mr. Swigert moved the following resolution, viz:

Resolved, That the Committee on Public Offices be directed to inquire into and report as to the expediency and necessity of making an appropriation to repair, improve, or rebuild the public buildings and the Governor's residence.

Which was twice read and adopted.

And then the Senate adjourned.

THURSDAY, JANUARY 10, 1867,

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act to charter the Jefferson railway company.

That they had passed bills and adopted resolutions of the following titles, viz:

1. An act to authorize the voters in certain districts of Boyle county to vote on the levy of a tax for railroad purposes.

2. An act to change the voting precinct in district No. 6, Crittenden county.

3. An act to change the line between Jeffersonville Levee precincts.

4. An act to amend chapter 1, title 15, Civil Code of Practice.

5. An act to incorporate the Liberty Cumberland Presbyterian Church in Caldwell county.

6. An act to incorporate the 2d German Protestant Benevolent Society of the city of Louisville.

7. An act to incorporate Herman Lodge, No. 137, A. D. O. H.

8. An act to incorporate Powhattan Stamm, No. 80, U. O. R. M.

9. An act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church.

10. An act authorizing the county court of Washington county to issue bonds or borrow money to build a new jail.

11. An act for the benfit of the Simpson county court.

12. An act to repeal sections 1 and 2 of an act, entitled "An act concerning the police judge and town marshal of Greenville," approved February 13th, 1858.

13. An act to change the time of holding the county court, the quarterly court, and court of claims in and for Madison county.

14. An act to change the State road from Weston to Hopkinsville.

15. An act for the benefit of Lovelaceville, in Ballard county.

16. An act to incorporate the Lexington Passenger and Freight railroad company.

17. An act to incorporate the town of Woodville, in the counties of Ballard and McCracken.

18. An act to amend the charter of the People's Bank of Kentucky.

19. An act to regulate the time and manner for holding elections for Senators in Congress.

20. An act to repeal an act to amend the Hope Insurance Company of Louisville.

21. An act to incorporate the Harrod's Creek and Sand Hill turnpike road company.

22. A resolution appointing a joint committee to investigate the subject of railroads in this Commonwealth.

Which bills and resolution were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 14th, 16th, and 22d to the Committee on Internal Improvement; the 2d and 3d to the Committee on Propositions and Grievances; the 4th to the Committee on the Codes of Practice; the 5th and 6th to the Committee on Religion; the 7th, 8th, 12th, 15th, 17th, and 21st to the Committee on the Revised Statutes; the 9th to the Committee on Education; the 10th, 11th, and 13th to the Committee on County Courts; the 18th to the Committee on Banks, and the 19th and 20th to the Committee on the Judiciary.

Mr. Cardwell appeared and took his seat.

A message was received from the House of Representatives, announcing that they had adopted a resolution in relation to United States Senator.

Which was taken up, twice read, and concurred in.

Also, a resolution in relation to the appointment of a joint committee to fix rules for the government of the two Houses when in joint session.

Which was twice read and concurred in.

A message was also received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act for the benefit of Bath county.

2. An act to incorporate the Merchants' Insurance Company.

Which were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 2d was referred to the Committee on the Judiciary, and the 1st was ordered to be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion, Messrs. Grainger and Cardwell were permitted to record their votes in favor of the amendment proposed by Mr. Cook to a resolution from the House of Representatives in relation to the proposed amendment to the Constitution of the United States, and also against the resolution proposed by the House of Representatives rejecting said proposed constitutional amendment.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Baker, from the Committee on County Courts--

1. A bill empowering Taylor county to issue bonds, &c.

By Mr. Swigert, from the Committee on Finance—

2. A bill for the benefit of P. Palmer, late sheriff of Marshall county.

By Mr. Botts, from the same committee—

3. A bill for the benefit of D. B. Moore, sheriff of Taylor county.

By Mr. Harrison, from the Committee on the Judiciary--

4. A bill to incorporate the Falls City Southern Park Association.

By same—

5. A bill to charter the St. Joseph Industrial School of Louisville.

By same--

6. A bill to enlarge the Fisherville justices' district, Jefferson county.

By same—

7. A bill amending and reducing into one the several acts in relation to the Jefferson and Brownsboro turnpike road company.

By Mr. Bigger, from the same committee—

8. A bill to amend the Planters' Insurance Company.

By same—

9. A bill to amend the Civil Code of Practice.

By same—

10. A bill to amend the Criminal Code of Practice.

By Mr. Garriott, from the Committee on Propositions and Grievances—

11. A bill to change the voting place in South American district, Whitley county.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, and 11th be engrossed and read a third time; that the 9th and 10th be printed, the 9th referred to the Committee on the Judiciary, and that the 10th be placed in the orders of the day.

The constitutional provision as to the third reading of the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, and 11th bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bigger, from the Committee on the Judiciary, to whom was referred a bill to designate holding and falling due and payable bills of exchange, drafts, and negotiable paper,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend the charter of the Lexington and Big Sandy railroad company.

By Mr. Bigger, from the Committee on the Judiciary—

An act to amend an act, entitled "An act to establish a police court in the town of Winchester."

Reported the same without amendment.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, asked to be discharged from the further consideration of the petition of Z. Taylor Young.

Which was granted.

Mr. Bigger, from the same committee, asked to be discharged from the further consideration of a leave to bring in a bill to amend the 63d chapter, Revised Statutes, title "Limitation of Actions and Suits."

Which was granted, and the same referred to the Committee on Revised Statutes.

Mr. Bigger also asked to be discharged from the further considera-

tion of the petition of Powell B. Covington and the remonstrance of John W. Williams, guardian of Z. Taylor Young.

Which was granted.

Mr. Lilly read and laid on the table the following joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committee on the Penitentiary are instructed to inquire and ascertain whether it will be better to build a new penitentiary at some other point in the State, than to enlarge the present one, and that they report by bill or otherwise.

Ordered, That the Public Printer print 150 copies of said resolution, and that it be placed in the orders of the day.

The Speaker, in pursuance of a joint resolution of the two Houses, appointed Messrs. Bruner and Helm, to act in conjunction with a similar committee appointed on the part of the House of Representatives, to amend the joint rules of the two Houses.

The Senate, according to order, took up for consideration a bill concerning the Court of Appeals.

Ordered, That the further consideration of said bill be postponed until Saturday next, at 11 o'clock, A. M.

On motion,

Ordered, That Mr. Carlisle be added to the Committee on the Judiciary.

Mr. Dudley presented the petition of Geo. B. Kinkead and others, praying a change in the fees allowed commissioners of the county court for making settlements with fiduciaries.

Which was received, the reading dispensed with, and referred to the Committee on County Courts.

Mr. Swigert moved the following resolution, viz:

Resolved, That so much of the Governor's message as relates to the claim of John Haly be referred to the Committee on Finance.

Which was twice read and adopted.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined an enrolled bill and resolutions which originated in the House of Representatives of the following titles, viz:

An act to incorporate the Deaver Lodge, No. 394, Ancient York Masons.

Resolution for the benefit of the State Library.

Resolution in regard to the proposed amendment to the Constitution of the United States.

Resolution in regard to the post-office address, &c., of the members of the General Assembly.

Resolution in regard to election of United States Senator.

And an enrolled bill, which originated in the Senate, entitled

An act to amend an act to incorporate the town of Mount Vernon.

And had found the same truly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Leave was given to bring in the following bills, viz:

On motion of Mr. C. T. Worthington—

1. A bill to suppress disorderly conduct upon the grounds of the Agricultural Associations in this State during the days of their annual fairs.

On motion of same—

2. A bill to repeal section 3 of an act, entitled "An act to amend chapter 83 of the Revised Statutes, title 'Revenue and Taxation,'" which allows the sheriffs of the Commonwealth ten per cent. additional commission for delaying the collection of the revenue.

On motion of Mr. Baker—

3. A bill to amend the charter of the town of Alexandria.

On motion of same—

4. A bill to change the name of Nettie Hog, of Campbell county, and for other purposes.

On motion of Mr. Bigger—

5. A bill to repeal an act to amend the law of limitation in certain actions, approved February 17th, 1866.

On motion of same—

6. A bill to require all opinions of the Court of Appeals to be recorded.

On motion of same—

7. A bill to create a court of common pleas in the 1st judicial district.

On motion of same—

8. A bill for the benefit of school district No. 23, in McCracken county.

On motion of same—

9. A bill to incorporate the Ballard and McCracken gravel road company.

On motion of same—

10. A bill to incorporate the Paducah Cotton Manufacturing Company.

On motion of same—

11. A bill to incorporate the Paducah Insurance Company.

On motion of Mr. Botts—

12. A bill for the benefit of the sheriff of Fleming county.

On motion of Mr. Dudley—

13. A bill to amend the penal laws of this Commonwealth.

On motion of same—

14. A bill to change the time of holding the court of claims for Fayette county.

On motion of same—

15. A bill to amend the charter of the town of Athens.

On motion of same—

16. A bill to increase the jurisdiction of the presiding judge of the county court of Fayette county.

On motion of Mr. Chandler—

17. A bill to change the county lines between Green and Taylor counties.

The Committee on Agriculture and Manufactures were directed to prepare and bring in the 1st; the Committee on Finance the 2d and 12th; the Committee on Revised Statutes the 3d, 4th, 14th, and 15th; the Committee on the Judiciary the 5th, 6th, 7th, 10th, 11th, and 13th; the Committee on Education the 8th; the Committee on Internal Improvement the 9th, and the Committee on County Courts the 16th and 17th

And then the Senate adjourned.

FRIDAY, JANUARY 11, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act for the benefit of Henry Stuckey, clerk of the Louisville chancery court.

An act to increase the pay of grand jurors.

An act to amend the 10th article of the charter of the city of Louisville.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act for the benefit of W. G. Hooser, tavern-keeper in Allensville, Todd county.

2. An act making Sharon Grove the voting place in Mt. Sharon district, in Todd county.

3. An act making the Allensville Depot the voting place in the Allensville precinct, in Todd county.

4. An act for the benefit of the county of Morgan.

5. An act to incorporate the Traders' Bank.

6. An act to authorize the county court of Trimble county to sell the poor-house of said county.

7. An act changing the time of holding the county and quarterly courts of Magoffin county.

8. An act to amend 2d sub-division of section 1, article 5, chapter 86, Revised Statutes, concerning sales of lands of married women.

9. An act legalizing certain acts of the Mercer county court.

10. An act to amend the charter of Jamestown.

11. An act to incorporate the Jefferson Transportation Company.

12. An act to incorporate the Commonwealth Insurance Company of Kentucky.

13. An act to incorporate the Louisville railway company.

14. An act to incorporate the Fulton County Agricultural Society.

15. An act to incorporate the Logan County turnpike company.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on

Finance; the 2d and 3d to the Committee on Propositions and Grievances; the 4th, 6th, 7th, and 9th to the Committee on County Courts; the 5th to the Committee on Banks; the 8th and 10th to the Committee on the Revised Statutes; the 11th, 12th, and 13th to the Committee on the Judiciary; the 14th to the Committee on Agriculture and Manufactures, and the 15th to the Committee on Internal Improvement.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Baker, from the Committee on County Courts—

A bill to change the time of holding the court of claims of Fayette county.

By same—

A bill to increase the jurisdiction of the presiding judge of the county court of Fayette county.

By same—

A bill to change the time of holding the court of claims for Lewis county.

By Mr. Botts, from the Committee on Finance—

A bill for the benefit of Seth Parker and others.

By Mr. C. T. Worthington, from the Committee on Education—

A bill to reduce into one the several acts regarding the Butler Seminary.

By Mr. Swigert—

A bill to amend an act, entitled "An act for the benefit of M. W. Holland," approved February 13th, 1866.

By same—

A bill for the benefit of the Green and Taylor County turnpike road company.

By Mr. Gorin, from the Committee on the Judiciary—

A bill to amend an act, entitled "An act to amend the charter of the town of Columbia."

By same—

A bill to change the name of the Greasy Greek and Poplar Mountain Coal, Oil, Manufacturing, Lumber, and Transportation Company.

By Mr. Dudley, from the Committee on Revised Statutes—

A bill to amend the charter of the town of Athens, in Fayette county.

By Mr. Cleveland, from the Committee on Banks.

A bill to create a Board of Commissioners of the Sinking Fund of Bracken county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were also reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bigger, from the Committee on the Judiciary—

1. A bill to require the Clerk of the Court of Appeals to record opinions of the Appellate Court, &c.

By Mr. Cochran, from the Committee on Military Affairs—

2. A bill to amend an act, entitled "An act to provide for auditing and paying military claims."

By Mr. Cook, from the Committee on Propositions and Grievances—

3. A bill to require the Secretary of State to have printed in pamphlet form all laws required to be given in special charge to grand juries.

By Mr. Bruner, from the Committee on Revised Statutes—

4. A bill for the benefit of Grigsby and Robinson.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st, 2d, and 3d were ordered to be printed, the 1st and 3d placed in the orders of the day, the 2d referred to the Committee on Military Affairs, and the 4th made the special order of the day for to-morrow at 12 o'clock, M.

Mr. Bigger, from the Committee on the Judiciary, to whom had been referred a bill to regulate the distribution of the assets of insolvent debtors among their creditors,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. C. T. Worthington, from the Committee on Education—

An act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church.

By Mr. Swigert, from the Committee on Internal Improvement—

An act for the benefit of the Mt. Gilead and Steele's Ford turnpike road company.

By same—

An act to incorporate the Bourbon and Fayette turnpike road company.

By Mr. Bigger, from the Committee on the Judiciary—

An act to amend the charter of the Southern Mutual Life Insurance Company of Kentucky.

By same—

An act to incorporate the Masonic Widows' and Orphans' Home and Infirmary of the city of Louisville.

By same—

An act amending an act, entitled "An act to amend the penal laws."

By Mr. Garriott, from the Committee on Propositions and Grievances—

An act to change the place of voting in the Glade precinct, in Madison county.

By Mr. Riffe, from the Committee on Religion—

An act to incorporate St. Peter's Episcopal Church, Paris.

By same—

An act for the benefit of St. Peter's Episcopal Church, Paris.

By same—

An act to incorporate Christ's Church in Elizabethtown, Hardin county.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to amend an act, entitled "An act for the benefit of Caldwell county," approved February, 1866.

By same—

An act to change the boundary of the town of Winchester.

By same—

An act to incorporate Neatsville Lodge, No. 192, of Free and Accepted Masons.

By same—

An act to incorporate the M. J. Williams Lodge, No. 409, of Free and Accepted Masons.

By Mr. Garriott, from the Committee on Propositions and Grievances—

An act to amend an act, entitled "An act to divide Poosey precinct, in Madison county."

By Mr. Grainger, from the Committee on Banks—

An act to amend the charter of the People's Bank of Kentucky.

With amendments to the last two named bills.

Which were concurred in.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bruner, from the joint committee appointed to prepare and report rules for the government of the two Houses when in joint session, recommend the adoption of the following joint rule, viz:

The Joint Committee appointed to prepare and report rules for the government of the two Houses when in joint assembly, recommend the adoption of the following joint rule:

A joint assembly of the two Houses shall be held in the Hall of the House of Representatives. The Speaker of the Senate shall occupy a seat on the right of the Speaker of the House, preside; preserve decorum; put questions and decide all points of order; be governed by the rules of the Senate where they are applicable, and by parliamentary usage. The Clerk of the Senate shall be Chief Clerk, assisted by the Clerk of the House. They shall enter on the journal of their respective Houses the proceedings of the joint assembly. In recording any vote, the names of the Senators shall be first called; and all questions shall be determined by a majority of all the votes cast. The Sergeant-at-Arms of the Senate, assisted by the Sergeant-at-Arms of the House, shall perform the duties of that office to the joint assembly. A quorum for the transaction of business shall consist of a majority of all the members elected to both Houses.

JOHN B. BRUNER,
Chairman of Senate Committee.
JOHN L. HELM.
HENRY D. McHENRY,
Chairman of Committee House of Reps.
R. T. DAVIS,
B. F. BUCKNER.

Resolved, That the Senate concur in the adoption of said joint rule.

A message was received from the House of Representatives by Mr. McHenry, announcing that they had concurred in the adoption of the joint rule for the government of the two Houses when in joint session.

Mr. C. T. Worthington, from the Committee on Education, asked to be discharged from the further consideration of a bill from the House of Representatives, entitled

An act to incorporate the African Cemetery Company of Bourbon county.

Which was granted.

Ordered, That said bill be referred to the Committee on the Judiciary.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, with the expression of opinion that they ought not to pass, viz:

By Mr. Bigger, from the Committee on the Judiciary—

An act for the benefit of the heirs of Logan J. Bosley.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to amend an act incorporating the Crescent Mining Company.

By same—

An act to amend section 11, article 1, chapter 43, title "Guardian and Ward," of the Revised Statutes.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Harrison moved to reconsider a vote by which the Senate passed on yesterday a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to establish a police court in the town of Winchester."

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the negative.

So said bill was disagreed to.

Mr. Dudley, from the Committee on Privileges and Elections, to whom was referred the petition of sundry citizens of Butler county in relation to the removal of Hon. O. P. Johnson from said Senatorial District, asked to be discharged from the further consideration thereof.

Which was granted.

A message in writing was received from the Governor, by Mr. Page, Assistant Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., January 11th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public in the counties named, viz:

Robt. D. Murray, of Larue county.
E. C. Wise, of Boyd county.
James M. Fidler, of Marion county.
James B. True, of Mason county.
John W. Cowgill, of Fulton county.
Richard B. Alexander, of Jefferson county.
Junius Caldwell, of Jefferson county.
George W. Doane, of Jefferson county.
Henry B. Stanwood, of Boyle county.
J. R. Dodge, of Kenton county.
Thos. S. Andrews, of Fleming county.
F. A. Richardson, of Barren county.
S. A. Spencer, of Green county.
R. C. Green, of Boone county.
F. M. Barbour, of Oldham county.
J. C. Gilbert, of Marshall county.
Samuel C. Bryce, of McCracken county.
Henry L. Jones, of McCracken county.
Thos. E. Moss, of McCracken county.
R. H. Martin, of Taylor county.
H. G. Sandifer, of Boyle county.
Wm. C. Jenkins, of Mason county.
G. W. Trabue, of Barren county.
T. P. Linthicum, of Nelson county

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed an enrolled bill and resolution, which originated in the Senate, of the following titles, viz:

An act to amend an act to incorporate the town of Mt. Vernon.

Resolution in regard to the election of United States Senator.

Mr. Wm. Johnson, who was absent from the Senate on account of indisposition when the vote was taken upon a resolution from the House of Representatives in relation to the proposed amendment to the Constitution of the United States, asked permission to record his vote against the amendment proposed by Mr. Cook, and in favor of the adoption of the resolution rejecting said constitutional amendment.

Which was granted, and the vote herein recorded, the Journal of the Senate containing the vote thereon having gone to press.

The Senate, according to order, took up for consideration a bill concerning the Board of Internal Improvement.

Ordered, That the further consideration of said bill be postponed, and that it be made the special order for Monday next, at 11 o'clock.

The Senate also took up for consideration a series of resolutions offered by Mr. Helm on the 7th, and also that proposed by him on the 8th.

Ordered, That the further consideration of said resolutions be postponed and made the special order of the day for Monday next, at 12 o'clock, M.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act to incorporate the town of London.

An act for the benefit of Bath county.

A resolution appointing a joint committee to report a joint rule governing the two Houses in joint session.

And an enrolled bill from the Senate, entitled

An act to charter the Jefferson railway company.

And had found the same correctly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Leave was given to bring in the following bills, to-wit:

On motion of Mr. Cleveland—

1. A bill to amend the road law of Bracken county.

On motion of Mr. Stone—

2. A bill concerning master and servant.

On motion of Mr. Parker—

3. A bill to increase the county levy of Pulaski county.

On motion of Mr. Helm—

4. A bill to create a commission to settle with the various military boards and ascertain their receipts and disbursements, and state their accounts, and report to the next session of the Legislature.

On motion of Mr. C. T. Worthington—

5. A bill in relation to prosecutions against turnpike roads in which the State owns an interest.

On motion of Mr. Carlisle—

6. A bill to amend an act, entitled "An act to establish a criminal court in the 9th judicial district."

On motion of same—

7. A bill to amend chapter 34 of the Revised Statutes, entitled "Escheats and Escheators."

On motion of Mr. Cardwell—

8. A bill for the benefit of W. J. Whitcomb, of Breathitt county.

On motion of same—

9. A bill for the benefit of the sheriff of Breathitt county.

On motion of Mr. Cochran—

10. A bill for the benefit of Pendleton Howard, of Oldham county.

The Committee on County Courts were directed to prepare and bring in the 1st and 3d; the Committee on the Judiciary the 2d and 6th; Messrs. Helm, Cochran, and Bigger the 4th; the Committee on Internal Improvement the 5th; the Committee on the Revised Statutes the 7th; the Committee on Propositions and Grievances the 8th; the Committee on Finance the 9th, and the Committee on Military Affairs the 10th.

The Speaker laid before the Senate the memorial of Robert Clarke & Co.

Which was taken up, the reading dispensed with, and referred to the Committee on the Codes of Practice.

Mr. Cook moved the following resolution, viz:

Resolved, That the Committee on Privileges and Elections be instructed to prepare and introduce a bill providing for the election of members of Congress from Kentucky at such time as they may deem fit, previous to the meeting of the 40th Congress, on the 4th of March next, and that they report on Monday next at 11 o'clock.

Which was twice read and adopted.

Mr. Helm moved the following resolution, viz:

Resolved, That the Governor report to this Legislature—1. The amount of the debt of the State, exclusive of the school fund, created before the adoption of the Constitution, and when each bond matures; 2. The amount of the debt of the State created by the State in aid of the General Government in the prosecution of the war; and if such debt exists in the bonds of the State, state the amount and maturity of such bonds; if there exists an unliquidated debt, state, if practica-

ble, the amount, and to whom owing; 3. State the annual income of the Sinking Fund.

Which was twice read and adopted.

The following petitions were presented, viz:

By Mr. Bruner—

1. The petition of George H. Lewis concerning a conventional rate of interest.

By Mr. Harrison—

2. The petition of sundry citizens of Jeffersontown in regard to the passage of an act for the benefit of said town.

By Mr. Parker—

3. A remonstrance against the passage of an act prohibiting the sale of spirituous liquors in Grundy, Pulaski county.

Which petitions and remonstrance were severally received, the reading dispensed with, and they were referred—the 1st to the Committee on Banks, and the 2d and 3d to the Committee on the Judiciary.

The Speaker also laid before the Senate the second semi-annual report of the condition of the Western Financial Corporation.

And then the Senate adjourned.

SATURDAY, JANUARY 12, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act to amend the charter of the Farmers' Bank of Kentucky.

An act to change the time of holding the quarterly courts in McCracken county.

An act for the benefit of J. C. Calhoun, sheriff of McCracken county.

An act to increase the jurisdiction of the Jefferson court of common pleas.

An act for the benefit of Joseph H. and John Harrison, free persons of color.

An act for the benefit of G. W. Kouns, of Boyd county.

An act to amend the charter of the Hope Insurance Company of Louisville.

That they had disagreed to the adoption of a resolution from the House of Representatives, entitled

Resolution in relation to newspapers for the benefit of the members of the General Assembly.

That they had passed bills and adopted resolutions of the following titles, viz:

1. An act to authorize the Baptist Church at Oakland, Gallatin county, to convey real estate.

2. An act for the benefit of John H. Eastman, late sheriff of Boyd county.

3. An act for the benefit of B. W. Cleaver, late sheriff of Grayson county.

4. An act for the benefit of Young E. Hurt, late sheriff of Adair county.

5. An act to amend the charter of the Twelve Mile turnpike company, approved March 1st, 1854.

6. An act to incorporate the Louisville Insurance and Banking Company.

7. An act to increase the county levy of Laurel county.

8. An act to change the time of holding the court of claims for Bracken county.

9. An act for the benefit of the police judge of the town of Bowling Green.

10. An act to authorize the county court of Bracken county to sell the poor-house and farm in said county.

11. An act to lay off Jefferson county into magistrates' districts.

12. An act to amend an act authorizing county courts to make compensation to clerks for services under the pension laws, approved 3d of June, 1865.

13. An act fixing the compensation of assessors under article 6, chapter 83, Revised Statutes

14. An act fixing the compensation of sheriffs and collectors for collecting the revenue.

15. An act for the benefit of H. O. Maraman and his associates, of Bullitt county.

16. An act to extend the charter of the Louisville Gas Company.

17. An act to repeal the laws giving power to the trustees of Lawrenceburg to grant coffee-house license in said county.

18. An act to authorize the voters of Mercer county to vote on the levy of a tax for railroad and turnpike purposes.

Which bills were severally taken up and read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Religion; the 2d, 3d, 4th, and 14th to the Committee on Finance; the 5th, 15th, and 18th to the Committee on Internal Improvement; the 6th to the Committee on Banks; the 7th, 8th, 9th, 10th, and 12th to the Committee on County Courts; the 11th to the Committee on Propositions and Grievances; the 13th and 17th to the Committee on Revised Statutes, and the 16th to the Committee on the Judiciary.

A message was also received from the House of Representatives, announcing that they had adopted resolutions of the following titles, viz:

Resolution appointing a joint committee to inquire into the expediency of giving State aid to railroads.

Resolution in relation to establishing a house of refuge in this Commonwealth.

Which were taken up and referred—the 1st to the Committee on Internal Improvement, and the 2d to the Committee on the Judiciary.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed an enrolled bill and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Dream Lodge, No. 394, Ancient York Masons,

Resolution in regard to the proposed amendment to the Constitution of the United States.

Resolution in regard to the post-office address, &c., of the members of the General Assembly.

Resolution directing the Secretary of State to place Myers' Supplement to the Revised Statutes in Library.

Mr. Cosby appeared and took his seat.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Baker, from the Committee on County Courts—

A bill legalizing the proceedings of the court of claims for Nelson county held at its October term, 1866.

By same—

A bill for the benefit of the Germantown and Hamilton Cross Roads turnpike and the Dutch Ridge turnpike, in Bracken county.

By Mr. C. T Worthington, from the Committee on Finance—

A bill to relieve the tax-payers of the State from the payment of ten per cent. extra commission to the sheriffs or collectors of revenue.

By Mr. Swigert, from the Committee on Internal Improvement—

A bill in relation to prosecutions against turnpike roads in which the State owns an interest.

By Mr. Stone, from the same committee—

A bill for the benefit of turnpike roads leading from Lebanon and Burksville.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Helm, from a select committee, reported a bill to authorize an election for members to the Fortieth Congress.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That the Public Printer print 500 copies of said bill, and that it be made the special order of the day for Monday next at 10½ o'clock, A. M.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been referred a resolution from the House of Representatives, entitled

Resolution appointing a joint committee to investigate the subject of railroads in this Commonwealth,

Reported the same with the expression of opinion that said resolution should be concurred in.

And the question being taken on concurring in said resolution, it was decided in the affirmative.

The Senate, according to order, took up for consideration a bill concerning the Court of Appeals.

Which was read as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That hereafter the terms of the Court of Appeals shall be extended to one hundred juridical days at each term, and as much longer as shall be *deemed* necessary to complete the business of each term.

§ 2. The Clerk of the Court shall docket the causes pending therein by circuit court districts.

§ 3. The salary of the judges of said court shall be five thousand dollars each, commencing from the 1st day of January, 1867.

§ 4. This act shall be in force from its passage.

Mr. Lilly moved to amend the bill by striking out in the third section the words "five thousand," and insert in lieu thereof the words "four thousand."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Carlisle and Cochran, were as follows, to-wit:

Those who voted in the affirmative, were—

J. M. Bigger,	Evan M. Garriott,	Elijah Patrick,
Wm. S. Botts,	James W. Gorin,	John A. Prall,
John B. Bruner,	T. W. Hammond,	George C. Riffe,
Thos. P. Cardwell,	O. P. Johnson,	B. W. Stone,
Joseph H. Chandler,	Henry C. Lilly,	I. C. Winfrey,
F. L. Cleveland,	J. D. Landrum,	George Wright—20.
Milton J. Cook,	W. W. McKenzie,	

Those who voted in the negative, were—

R. T. Baker,	James Harrison,	Philip Swigert,
John G. Carlisle,	John L. Helm,	Harrison Thompson,
Thos. B. Cochran,	Wm. Johnson,	C. T. Worthington,
A. D. Cosby,	John W. F. Parker,	W. J. Worthington—13.
W. C. Halbert,		

Mr. Bigger moved to amend the first section of said bill by striking out the word "*deemed*."

And the question being taken thereon, it was decided in the negative.

Mr. Wm. Johnson moved to amend the first section of said bill by adding thereto the following proviso:

Provided, however, It shall be the duty of the court to dispose of every cause pending in said court at the same term at which the same may be submitted for hearing, and not to finally adjourn until decisions

are rendered in all causes which may have been entered heard by the court.

Mr. Riffe moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the amendment proposed by Mr. Johnson, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken upon the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a constitutional provision, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. C. Halbert,	John W. F. Parker,
J. M. Bigger.	T. W. Hammond,	Elijah Patrick,
William S. Botts,	James Harrison,	John A. Prall,
John G. Carlisle,	John L. Helm,	George C. Riffe,
Joseph H. Chandler,	O. P. Johnson,	B. W. Stone,
F. L. Cleveland,	Wm. Johnson,	Philip Swigert,
Thos. B. Cochran,	Henry C. Lilly,	H. Thompson,
A. D. Cosby,	J. D. Landrum,	C. T. Worthington,
Evan M. Garriott,	W. W. McKenzie,	W. J. Worthington—28.
James W. Gorin,		

Those who voted in the negative, were—

John B. Bruner,	Milton J. Cook,	George Wright—5.
Tho. P. Cardwell,	I. C. Winfrey,	

Resolved, That the title of said bill be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Carlisle—

1. A bill to incorporate the Cincinnati, Covington, and Cumberland Gap railroad company.

On motion of Mr. Winfrey—

2. A bill to amend section 13, chapter 99, of the Revised Statutes.

On motion of Mr. J. D. Landrum—

3. A bill to legalize the sale of lot No. 50 in the town of Mayfield by the trustees of common school district No. 16, in Graves county.

On motion of same—

4. A bill to incorporate the Christian Church in the town of Mayfield.

On motion of Mr. Wm. Johnson—

5. A bill to amend the charter of the Louisville and Bardstown turnpike road company.

On motion of same—

6. A bill to incorporate the Bardstown Cemetery Company.

On motion of Mr. Chandler—

7. A bill to repeal the charter of the Nashville and Rowena Coal and Lumber Company.

On motion of same—

8. A bill for the benefit of David S. Shively, of Taylor county.

On motion of Mr. Cook—

9. A bill for the benefit of E. F. Adkins, jailer of Whitley county.

On motion of Mr. C. T. Worthington—

10. A bill to appropriate fifty thousand dollars to purchase supplies which shall go as a boon to the starving people of the South from the State of Kentucky.

On motion of Mr. Parker—

11. A bill to authorize the counties of Pulaski and Wayne to vote the levying of a tax for railroad purposes.

The Committee on Internal Improvement were directed to prepare and bring in the 1st and 11th; the Committee on Revised Statutes the 2d; the Committee on Education the 3d; the Committee on Religion the 4th; the Committee on the Judiciary the 5th, 6th, 7th, and 8th, and the 9th and 10th to the Committee on Finance.

Mr. Prall moved the following resolution, viz:

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of providing by law for a new revision of the General Statutes and Codes of Practice, or either, to be reported to the next Legislature for their action, and that they report by bill or otherwise.

Which was twice read and adopted.

Mr. Winfrey, from the Committee on Enrollments, reported that the committed had examined enrolled bills from the Senate of the following titles, viz:

An act for the benefit of Henry Stuckey, clerk of the Louisville chancery court.

An act to increase the pay of grand jurors.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. Wm. Johnson, from the Committee on Circuit Courts--

An act to increase the number of juridical days of the Owen circuit court.

By Mr. Baker, from the Committee on County Courts—

An act for the benefit of the Simpson county court.

By same—

An act authorizing the county court of Washington county to issue bonds or borrow money to build a new jail.

By same—

An act to change the time of holding the county court, the quarterly court, and court of claims in and for Madison county.

By Mr. Swigert, from the Committee on Internal Improvement--

An act to authorize the voters in certain districts of Boyle county to vote on the levy of a tax for railroad purposes.

By same—

An act to change the State road from Weston to Hopkinsville.

By Mr. Bigger, from the Committee on the Judiciary—

An act to regulate the time and manner for holding elections for Senators in Congress.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

And then the Senate adjourned

MONDAY, JANUARY 14, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act to charter the Metropolitan Bank of Louisville.

An act, entitled "An act to amend the charter of the Citizens' Bank of Louisville.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act for the benefit of the several county courts of this State.

2. An act for the benefit of J. L. Robinson, late sheriff of Hopkins county.

3. An act for the benefit of Mason Morris, sheriff of Edmonson county.

4. An act for the benefit of J. C. Burchett, late sheriff of Clinton county.

5. An act to regulate the sale of tobacco in the city of Louisville.

6. An act to change the time of holding the Clinton circuit court.

7. An act for the benefit of E. M. Grider, assessor of Clinton county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on County Courts; the 2d, 3d, 4th, 5th, and 7th to the Committee on Finance, and the 6th to the Committee on Circuit Courts.

Mr. J. D. Landrum presented the petition of S. Driggs and other dentists, praying the passage of an act in relation to the practice of dentistry.

Which petition was received, the reading dispensed with, and referred to Messrs. Stone and Parker.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Baker, from the Committee on County Courts—

A bill to amend an act, entitled "An act to amend the road law in Bracken county," approved February 8th, 1864.

By Mr. Swigert, from the Committee on Internal Improvement—

A bill to charter the Crab Orchard and Paint Lick turnpike road company.

By Mr. Gorin, from the Committee on the Judiciary--

A bill to authorize the county court of Barren county to subscribe for stock for and on behalf of Barren county in the Barren County railroad.

By Mr. Harrison, from the same committee—

A bill to charter Jeffersontown, in Jefferson county.

By same—

A bill to charter the Jefferson Ferry Company.

By Mr. Bruner, from the Committee on Revised Statutes—

A bill for the benefit of the trustees of the town of Irvine.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bigger, from the Committee on the Judiciary, to whom had been recommitted a bill, entitled

An act to tax the shares of capital stock in banks and banking associations established under a law of Congress of the United States of America, usually denominated National Banks,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bigger, from the Committee on the Judiciary, to whom had been recommitted a bill creating the office of commissioner and receiver for courts within the Commonwealth, and regulating their duties and liabilities, and prescribing rules for their government,

Reported the same without amendment.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom had been committed a bill to amend the statutes of limitations of suits and actions, asked to be discharged from the further consideration of said bill.

Which was granted.

The following bills were also reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Harrison, from the Committee on the Judiciary—

A bill in relation to the improvement of streets in cities and towns in the State of Kentucky.

By Mr. Bigger, from the same committee—

A bill to increase the jurisdiction of quarterly courts and courts of justices of the peace.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 1st be placed in the orders of the day, and that the Public Printer print one hundred and fifty copies of the 2d, and that it be placed in the orders of the day.

The Senate took up for consideration a bill to amend an act, entitled "An act concerning turnpike and plank roads."

Ordered, That the Public Printer print 150 copies of said bill, and that it be recommitted to the Committee on the Judiciary.

The Senate, according to order, took up for consideration a bill concerning the Board of Internal Improvement.

Mr. Swigert moved an amendment as a substitute for said bill.

Ordered, That the further consideration of said bill and amendment be postponed, and that the same be printed and made the special order of the day for Thursday next at 10½ o'clock.

The Senate, also, according to order, took up for consideration a bill to authorize the election of members to the Fortieth Congress.

Mr. Carlisle moved to amend said bill by filling the blank in the first section by inserting "15th March."

Mr. Gorin moved to amend by inserting "15th May."

Mr. Chandler moved to amend said section by inserting "4th May."

Ordered, That said bill and proposed amendments be recommitted to the Committee on Privileges and Elections.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Baker, from the Committee on County Courts—

An act for the benefit of the county of Morgan.

By same—

An act changing the time of holding the county and quarterly courts of Magoffin county.

By same—

An act legalizing certain acts of the Mercer county court.

By Mr. Botts, from the Committee on Finance—

An act for the benefit of B. W. Cleaver, late sheriff of Grayson county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Logan County turnpike road company.

By Mr. Riffe, from the Committee on Religion—

An act to incorporate the Second German Protestant Benevolent Society of the city of Louisville.

By same—

An act to incorporate the Liberty Cumberland Presbyterian Church in Caldwell county.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the Addison Branch Mining and Manufacturing Company.

By Mr. Cleveland, from the Committee on Banks—

An act to incorporate the Traders' Bank.

By Mr. Botts, from the Committee on Finance—

An act for the benefit of Young E. Hurt, late sheriff of Adair county.

By Mr. Gorin—

An act to incorporate the Merchants' and Traders' Insurance Company.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the town of Prestonville.

By same—

An act to amend the several acts in relation to the town of Winchester.

With amendments to the last four named bills.

Which were twice read and adopted.

Ordered, That said bills, the last four as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act fixing the compensation of sheriffs and collectors for collecting the revenue,

Reported the same without amendment.

Ordered, That said bill be recommitted to the Committee on Finance.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Harrison, from the Committee on the Judiciary—

An act to repeal an act to amend the charter of the Hope Insurance Company of Louisville.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the Clover Creek Oil Company.

By same—

An act to incorporate the Great Western Oil and Mining Company.

By same—

An act to incorporate the New Roe Oil, Mining, and Manufacturing Company.

By same—

An act to incorporate the Danville Oil and Mining Company.

By same—

An act to incorporate the Monroe County Oil Company.

By same—

An act to incorporate the Elliott Oil Company.

With the expression of opinion that they ought not to pass.

And the question being taken upon ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

On motion of Mr. Bigger, a committee was appointed to wait upon the House of Representatives to ask leave to withdraw the announcement of their disagreement to the passage of a bill which originated in the House, entitled

An act for the benefit of the heirs of Logan J. Bosley.

After a short time, said bill was handed in to the Clerk's table.

Said bill was then taken up.

Ordered, That said bill be referred to the Committee on the Judiciary.

On motion,

Mr. Cosby, who was absent from the Senate at the time the vote was taken upon the adoption of the resolution from the House of Representatives in regard to the proposed constitutional amendment, was permitted to record his vote, who voted in the negative on the amendment proposed by Mr. Cook to said resolution, and in the affirmative upon the adoption of said resolution.

The Senate, according to order, took up for consideration a series of resolutions heretofore proposed by Mr. Helm.

Ordered, That the further consideration of said resolutions be postponed until to-morrow at 12½ o'clock.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills originating in the Senate, of the following titles, viz:

An act to charter the Jefferson railway company.

An act for the benefit of Henry Stuckey, clerk of the Louisville chancery court.

An act to increase the pay of grand jurors.

A message in writing was also received from the Governor in relation to the financial condition of the several banks of the State.

Which was taken up and referred to the Committee on Banks.

A message in writing was also received from the Governor nominating certain persons as notaries public.

Which was placed in the orders of the day.

Leave was given to bring in the following bills, to-wit:

On motion of Mr. Carlisle—

1. A bill to amend an act, entitled "An act to incorporate the City Insurance Company."

On motion of Mr. Cardwell—

2. A bill for the benefit of school district No. —, in Breathitt county.

On motion of Mr. Bruner—

3. A bill to amend an act to incorporate the Louisville Conference High School in the town of Hardinsburg.

On motion of Mr. Cleveland—

4. A bill to incorporate the Brooksville and Mt. Olivet turnpike road company.

The Committee on the Revised Statutes were directed to prepare and bring in the 1st and 3d; the Committee on Education the 2d, and the Committee on Internal Improvement the 4th.

And then the Senate adjourned.

TUESDAY, JANUARY 15, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act to incorporate the Kentucky and New York Lead Mining and Manufacturing Company.

An act to amend an act, entitled "An act to incorporate the Eureka Petroleum, Mining, and Manufacturing Company," approved February 22d, 1865.

An act to charter the Phœnix Manufacturing Company of Louisville.

An act to incorporate Landmark Lodge, No. 41, Ancient York Masons, of Versailles, Kentucky.

An act empowering Taylor county to issue bonds, &c.

An act to incorporate the Falls City Southern Park Association.

An act to charter the St. Joseph Industrial School of Louisville.

An act to enlarge the Fisherville justices' district, in Jefferson county.

An act to change the voting place in South America district, Whitley county.

That they had passed bills of the following titles, viz:

1. An act to prevent the sale of liquor to minors.

2. An act to incorporate the Henderson Fair Company.

3. An act for the benefit of the estate of George Brownfield, late clerk of the Larue circuit court.

4. An act concerning the police judge and town marshal of Madisonville.

5. An act to incorporate the Seventh-street Market-house in the city of Louisville.

6. An act to amend the charter of the Jefferson railway company, approved January 11, 1867.

7. An act to incorporate the Kentucky Lumber Company.

8. An act to amend an act to incorporate the town of Demossville, in Pendleton county.

9. An act to authorize the Clark county court to take stock in turnpike roads in said county.

10. An act to amend the charter of the Mt. Sterling and Howard's Mill turnpike road company.

11. An act to revive and amend an act incorporating the town of Nebo, in Hopkins county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st 2d, 5th, and 6th to the Committee on the Judiciary; the 3d to the Committee on Circuit Courts; the 4th, 7th, 8th, and 11th to the Committee on the Revised Statutes, and the 9th and 10th to the Committee on Internal Improvement.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Bath county.

An act to amend an act to incorporate the town of London.

Resolution appointing a committee to report a joint rule governing the two Houses when in joint session.

The Speaker laid before the Senate the response of the Auditor, which is as follows, viz:

AUDITOR'S OFFICE, KENTUCKY,
FRANKFORT, January 15th, 1867.

Hon. R. T. Jacob, Speaker of the Senate:

In response to a resolution offered by Mr. Harrison, I would reply, that the fees received by the Auditor from foreign insurance companies, for the year ending 1st January, 1867, were eight hundred and fifteen dollars.

I will here state that there is a bill pending in Congress to establish a "National Insurance Bureau," which, if passed, will take from the Auditor all fees now received from foreign insurance companies.

Very respectfully,

W. T. SAMUELS, *Auditor.*

Ordered, That said response be printed and placed in the orders of the day.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Gorin, from the Committee on the Codes of Practice.

A bill to amend chapter 1, title 14, of the Civil Code of Practice.

By Mr. Swigert, from the Committee on Internal Improvement—

A bill to incorporate the Brooksville and Mt. Olivet turnpike road company.

By Mr. Bigger, from the Committee on the Judiciary—

A bill to amend the charter of the American Horse Insurance Company.

By Mr. Gorin, from the same committee—

A bill to increase the capital stock of the Louisville and Bardstown turnpike company.

By same—

A bill to incorporate the Bardstown Cemetery Company.

By Mr. Bruner, from the Committee on the Revised Statutes—

A bill to amend an act to incorporate the Louisville Conference High School in the town of Hardinsburg.

By Mr. Grainger, from the Committee on Banks—

A bill to incorporate the Green River Deposit Bank at Campbellsville.

By Mr. Helm, from a select committee—

A bill for the benefit of Hardin county.

By Mr. Bigger, from the Committee on the Judiciary—

A bill to amend the penal laws of Kentucky.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the last was ordered to be printed and placed in the orders of the day, and the others to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred bills of the following titles, viz:

A bill to authorize courts within this Commonwealth having chancery jurisdiction to order the sale and conveyance of real estate, or any interest therein, held by deed, devise, descent, or contract in possession, reversion, or remainder, by an infant, feme covert, idiot, lunatic, or in trust, or in joint tenancy, or as tenants in common, or coparceners.

A bill to amend the law of landlord and tenant,

Reported the same without amendment.

Ordered, That said bills be placed in the orders of the day.

Mr. Bigger, from the Committee on the Judiciary, to whom had been referred a bill to amend title 11, sections 569 and 570, Civil Code of Practice,

Reported the same without amendment.

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be amended to read

An act to amend title 11, sections 569 and 570, Civil Code of Practice, and the law of revisor.

The Senate took up for consideration the message of the Governor of the 14th inst.

Said message reads as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., January 14th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public in the counties named, viz:

O. T. Ward, of Jefferson county.
Charles Plohn, of Jefferson county.
Daniel B. Cassidy, of Lyon county.
J. W. Earick, of Jefferson county.
J. H. Williamson, of Boyle county.
Robert A. Cochran, of Mason county.
Thos. H. Pyne, of Jefferson county.
Geo. H. Owen, of Jefferson county.
R. J. Brown, of Bourbon county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

A message in writing was received from the Governor by Mr. Page, Assistant Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

SENATE CHAMBER, January 11th, 1867.

To His Excellency Governor Bramlette:

The following resolution was this day introduced by Mr. Helm, and adopted by the Senate:

Resolved, That the Governor be requested to report to the present General Assembly—1st. The amount of debt of this State, exclusive of the School Fund, created before the adoption of the present Constitution, and when each bond matures; 2d. The amount of the debt of the State created by the State in aid of the General Government in the prosecution of the war; and if such debt exists in the bonds of the State, state the amount and the time of maturity of such bonds; if there exists an unliquidated debt, state, if practicable, the amount and to whom owing; 3d. State the annual income of the Sinking Fund.

Very respectfully,
J. RUSSELL HAWKINS,
Clerk of the Senate.

EXECUTIVE OFFICE, January 15, 1867.

Gentlemen of the Senate:

In response to your resolution of January 11th, requesting certain information in relation to the debt of the State, I transmit a statement furnished by the Auditor of Public Accounts, which will appear as part of his annual report. All the information sought will be found contained therein. Your attention is specially called to the fact that the debt, exclusive of the School Fund, is $3,617,402. To meet this, the Sinking Fund, at the close of the fiscal year, 10th October, 1866, had in

Stocks held by the State in internal improvement	$4,830,475 00
In banks and railroads	1,542,819 50
In loan to revenue department	100,000 00
Interest on same	15,000 00
In Treasury not transferred	240,147 56
	$6,728,442 06

There was also in the Treasury on the 31st December, 1866, $1,864,444 18.

The means are ample, if made available, to immediately extinguish the indebtedness of the State.

THOS. E. BRAMLETTE, *Governor.*

SINKING FUND DEPARTMENT.

No. 1.

A STATEMENT *showing the amount of moneys received into this Department from 11th day of October, 1865, to 10th day of October, 1866, inclusive, and the different sources from whence received, viz:*

1865.		AUDITOR.		
December	30.	Amount of revenue collected and paid over		$358,699 53
1866.		AMERICAN AND GERMAN MARINE INSURANCE COMPANY.		
August	27.	Amount of Wm. Sinton, Secretary, for tax on capital stock to 10th July, 1866		400 00
1866.		ADAMS EXPRESS COMPANY.		
March	14.	Amount of tax on net profits for 1864	$6,000	
		Amount of tax on net profits for 1865	6,000	
				12,000 00
1866.		ALVIS, LEWIS & CO. PETROLEUM AND MINING CO.		
April	3.	Amount of Wm. Alvis, for tax under act 4th March, 1865		100 00
1866.		ALVASIA PETROLEUM AND MINING COMPANY.		
April	3.	Amount of Wm. Alvis, for tax under act 4th March, 1865		100 00
1866.		BANK OF KENTUCKY.		
January	30.	Amount of E. H. Taylor, Cashier, for January, 1866, dividend on State stock	$21,000	
January	30.	Amount of E. H. Taylor, Cashier, for January, 1866, dividend on stock held by Commissioners of Sinking Fund	7,197	
July	25.	Amount of Thos. L. Barrett, Cashier, for tax on capital stock to 1st July, 1866	15,090	
August	24.	Amount of E. H. Taylor, Cashier, for July, 1866, dividend on State stock	21,000	
August	24.	Amount of E. H. Taylor, Cashier, for July, 1866, dividend on stock held by Commissioners of the Sinking Fund	7,197	
				71,484 00
1866.		BOARD OF INTERNAL IMPROVEMENTS, MERCER COUNTY.		
January	20.	Amount of J. L. Smedley, for January, 1866, dividend on State stock		1,436 00
1866.		BOARD OF INTERNAL IMPROVEMENTS, LINCOLN COUNTY.		
January	11.	Amount of J. A. Lytle, Treasurer, for dividend on State stock to 1st January, 1866	$1,563 00	
		Amount of Joseph McAllister, for State tax on January, 1866, dividend	190 53	
July	20.	Amount of J. A. Lytle, Treasurer, for July, 1866, dividend on State stock	729 40	
July	20.	Amount of Joseph McAllister, for and on account of State tax on July, 1866, dividend	104 06	
				2,586 99
		Amount carried forward		$446,806 52

No. 1—Continued.

		Amount brought forward		$446,806 52
1866.		BANK OF LOUISVILLE.		
January	24.	Amount of Chas. Tilden, Cashier, for dividend on 406 shares of stock held by Commissioners of the Sinking Fund	$1,218 00	
June	30.	Amount of Chas. Tilden, Cashier, for State tax on capital stock to 1st July, 1866	8,846 50	
July	24.	Amount of Chas. Tilden, Cashier, for July, 1866, dividend on stock held by Commissioners of the Sinking Fund	1,218 00	
				11,282 50
1866.		BOARD OF INTERNAL IMPROVEMENTS, ANDERSON COUNTY.		
January	18.	Amount of J. L. McGinnis, for State tax on July, 1866, dividend	$15 83	
July	20.	Amount of J. L. McGinnis, for July, 1866, dividend on State stock	369 37	
				385 20
1866.		BANK OF HOPKINSVILLE.		
July	5.	Amount of John C. Latham, President, for State tax on capital stock to 1st July, 1866		637 16
1865.		BURKSVILLE OIL AND MINING COMPANY.		
November	4.	Amount of J. B. O'Banon, Treasurer, for State tax under act 4th March, 1865		100 00
1866.		BURNSIDE MINING AND PETROLEUM COMPANY.		
March	31.	Amount of E. L. VanWinkle, for State tax under act 4th of March, 1865		100 00
1866.		BARDSTOWN AND SPRINGFIELD TURNPIKE ROAD.		
May	4.	Amount of H. L. McElroy, for and on account of dividend from said road		2,607 62
1866.		BENSON OIL AND MINING COMPANY.		
May	8.	Amount of W. G. Neale, Treasurer, for tax under act 4th March, 1865		100 00
1866.		BANK OF BOWLING GREEN.		
June	29.	Amount of Thos. C. Calvert, Cashier, for State tax on capital stock to 1st July, 1866		225 00
1866.		COVINGTON AND LEXINGTON TURNPIKE ROAD.		
January	12.	Amount of F. Wise, Treasurer, for January, 1866, dividend on State stock	$3,911 06	
January	12.	Amount of F. Wise, Treasurer, for State tax on July, 1865, and January, 1866, dividends	373 14	
February	2.	For State tax from 1856 to 1863, inclusive, on the property which they failed to list for taxation	500 00	
				4,784 20
1866.		CITIZENS' BANK OF LOUISVILLE.		
February	5.	Amount of J. G. Barrett, Cashier, for State tax on capital stock to 1st July, 1866		1,320 00
1865.		CREELSBORO PETROLEUM COMPANY.		
October	24.	Amount of W. H. Averill, Secretary, for State tax under act 4th March, 1865		100 00
1865.		CROCUS OIL COMPANY.		
December	2.	Amount of J. J. Potter, President, for State tax under act 4th March, 1865		100 00
		Amount carried forward		$468,548 20

No. 1—Continued.

		Amount brought forward		$468,548 20
1865.		CASEY COUNTY PETROLEUM COMPANY.		
December	5.	Amount of T. C. Coleman, for State tax under act 4th March, 1865		100 00
1866.		COLORADO GOLD AND SILVER MINING COMPANY.		
March	15.	Amount of Henry L. Pope, for State tax under act 4th March, 1865		100 00
1866.		CONTINENTAL PETROLEUM COMPANY.		
March	20.	Amount of W. A. Kleissendorf, for State tax under act 4th March, 1865		100 00
1866.		CUMBERLAND RIVER COAL AND LUMBER COMPANY.		
March	28.	Amount of J. B. Logan, for tax under act 4th March, 1865		100 00
1866.		CROCUS AND CUMBERLAND PETROLEUM AND MINING CO.		
April	9.	Amount of Justice Sawyer, Treasurer, for tax under act 4th March, 1866		100 00
1866.		CITY OF LOUISVILLE.		
April	16.	Amount of Henry Woolford, Treasurer, for taxes &c., for 1861, 1862, 1863, 1864, and 1865, on property which was not listed for taxation for those years		36,088 53
1866.		CENTRAL NATIONAL BANK OF DANVILLE.		
August	17.	Amount of W. P. Ingram, Cashier, for tax on capital stock to 1st July, 1866		800 00
1866.		CENTRAL PASSENGER RAILWAY COMPANY.		
August	24.	Amount of J. M. Armstrong, for State tax, due from said road, under act 20th February, 1864		100 00
1866.		CLAY FIRE AND MARINE INS. COMPANY OF NEWPORT.		
September	28.	Amount of J. Mohr, Secretary, for State tax due for 1864, 1865, and 1866, under act 20th February, 1864		440 00
1866.		DANVILLE, LANCASTER, AND NICHOLASVILLE T. P. ROAD.		
January	4.	Amount of Moreau Brown, President, for State tax on January, 1866, dividend	$708 09	
January	4.	Amount of Moreau Brown, President, for January, 1866, dividend on State stock	6,053 64	
July	2.	Amount of Moreau Brown, Treasurer, for July, 1866, dividend on State stock	4,540 23	
				11,301 96
1866.		DEPOSIT BANK OF PARIS.		
July	3.	Amount of Charles V. Huggins, for State tax on capital stock to 1st July, 1866		259 47
1866.		DEPOSIT BANK OF OWENSBORO.		
July	14.	Amount of W. B. Tyler, Cashier, for State tax on capital stock to 1st July, 1866		375 00
1866.		DEPOSIT BANK OF CARLISLE.		
July.	5.	Amount of Munger, Congleton, and Company, for State tax on capital stock to 1st July, 1866		250 00
1865.		EUREKA AND EXCELSIOR PETROLEUM, OIL, SALT, MINING, AND MANUFACTURING COMPANY.		
October	11.	Amount of L. H. Noble, for State tax, under act 4th March, 1865		100 00
1866.		EXCHANGE BANK OF KENTUCKY.		
January	18.	Amount of Wm. Hoffman, Cashier, for State tax on capital stock to 1st July, 1866		125 00
		Amount carried forward		$518,888 16

No. 1—Continued.

		Amount brought forward		$518,888 16
		FORFEITED LANDS.		
		Amount received from 11th October, 1865, to 10th October, 1866, for taxes collected and paid over by the several agents of the counties, upon lands which have been forfeited to the State for taxes		1,755 67
1866.		FRANKFORT, LEXINGTON, AND VERSAILLES T. P. ROAD.		
July	16.	Amount of Randolph Railey, for July, 1866, dividend on State stock		781 22
1866.		FRANKLIN BANK OF KENTUCKY.		
July	11.	Amount of J. D. O'Leary, Cashier, for tax on capital stock to 1st July, 1866		1,000 00
1866.		FRANKLIN INSURANCE COMPANY OF LOUISVILLE.		
September	7.	Amount of R. A. Browinski, Secretary, for State tax to 1st July, 1866, under act 20th February, 1864		324 75
1866.		FIRST NATIONAL BANK OF LEXINGTON.		
July	31.	Amount of Thomas Mitchell, for State tax on capital stock to 1st July, 1866		1,000 00
1866.		FIRST NATIONAL BANK OF COVINGTON.		
July	2.	Amount of J. A. Crawford, Cashier, for State tax on capital stock to 1st July, 1866		2,500 00
1865.		FALLS CITY PETROLEUM COMPANY.		
October	12.	Amount of H. Burkhardt, for State tax under act 4th March, 1865		100 00
1865.		FRANKLIN OIL AND MINERAL MINING COMPANY.		
October	31.	Amount of John Bonnycastle, for State tax under act 4th March, 1865		100 00
1866.		FALLS CITY BANK.		
January	29.	Amount of L. L. Warren, President, for tax on capital stock to 1st January, 1866		2,127 50
1866.		FRANKLIN COUNTY MINING AND SMELTING COMPANY.		
July	5.	Amount of John Clowney, for State tax under act 4th March, 1865		100 00
1866.		FIRST NATIONAL BANK OF DANVILLE.		
August	24.	Amount of E. L. Shackelford, Cashier, for tax on capital stock to 1st July, 1866		750 00
1866.		FIRST NATIONAL BANK OF PADUCAH.		
September	14.	Amount of S. P. Cope, Cashier, for State tax on capital stock to 1st July, 1866		625 00
1866.		GEORGETOWN AND DRY RIDGE TURNPIKE ROAD.		
February	14.	Amount of J. B. Kinney, President, for January, 1866, dividend on State stock		829 00
1866.		GERMAN INSURANCE COMPANY.		
January	1.	Amount of J. J. Fischer, Secretary, for State tax on capital stock and surplus fund for the year 1865	$278 15	
August	24.	Amount of J. J. Fischer, for State tax on capital stock and surplus fund to 1st July, 1866	396 58	
				674 73
1865.		HOPE INSURANCE COMPANY OF LOUISVILLE.		
December	2.	Amount of T. T. Shreve, President, for State tax under act 20th February, 1864	$5 28	
1866.				
October	6.	Amount of D. G. Bly, for State tax to 1st July, 1866, act 20th February, 1864	940 83	
		Amounts carried forward	$946 11	$531,556 03

No. 1—Continued.

		Amounts brought forward	$946 11	$531,556 03
October	6.	Amount of D. G. Bly, for State tax to 1st July, 1866, act 20th February, 1864	217 57	
				1,163 68
1865.		INTEREST ON DEPOSIT.		
December	27.	Amount Branch Bank of Kentucky, on account of interest on deposits to 31st October, 1865	$6,096 18	
1866.				
April	20.	Amount of Farmers' Bank of Kentucky, for interest on deposits from 1st October, 1865, to 1st April, 1866	7,326 30	
April	23.	Amount of Branch Bank of Kentucky, for interest on deposits for April, November, and December, 1865, and January, February, and March, 1866	7,097 64	
October	10.	Amount of J. B. Temple, Cashier, for interest on deposits with Farmers' Bank of Kentucky, to 1st of October, 1866	9,752 49	
				30,272 61
1865.		KENTUCKY CENTRAL RAILROAD.		
December	28.	Amount of Q. A. Keith, President, for State tax on capital stock for the year 1865	$1,480 00	
1866.				
March.	13.	Amount of G. H. and E. H. Pendleton, administrators of R. B. Burbee, deceased, on account of judgment in the Franklin circuit court	6,696 42	
March	13.	Amount of Q. A. Keith, President, on account of judgment in the Franklin circuit court	10,122 74	
				18,299 16
1866.		KENTUCKY MARINE AND FIRE INSURANCE COMPANY.		
September	28.	Amount of P. B. Atwood, President, for State tax to 1st of July, 1866, under act 20th February, 1864		418 00
1865.		KENTUCKY NATIONAL OIL, &c., COMPANY.		
October	17.	Amount of John Mason Brown, Treasurer, for State tax under act 4th March, 1865		100 00
1865.		KENTUCKY INSURANCE COMPANY OF LOUISVILLE.		
October	30.	Amount of W. P. Ledwick, Secretary, for State tax to 10th July, 1865, under act 20th February, 1864	$3 20	
1866.				
September	28.	Amount of W. P. Ledwick, Treasurer, for State tax to 10th July, 1866, under act 20th February, 1864	1,630 85	
				1,634 05
1866.		KENTUCKY OIL REFINING COMPANY.		
March	28.	Amount of Chas. Cobb, Treasurer, for State tax under act 4th March, 1865		100 00
1866.		LOUISVILLE AND FRANKFORT RAILROAD.		
January	11.	Amount of W. H. Beymouth, Treasurer, for January, 1866, interest on bonds of said road held by the Commissioners of Sinking Fund	$2,235 58	
January	11.	Amount of W. H. Beymouth, Treasurer, for tax on capital stock for the year 1865	4,425 20	
August	31.	Amount of W. H. Beymouth, Treasurer, for July, 1866, interest on bonds of said road held by the Commissioners of Sinking Fund	2,235 58	
				8,896 36
		Amount carried forward		$592

No. 1—Continued.

		Amount brought forward		$592,439 89
1865.		LEXINGTON AND FRANKFORT TURNPIKE ROAD.		
December	15.	Amount of F. K. Hunt, Treasurer, for tax on capital stock and net profits to 1st July, 1865	$2,099 46	
1866.				
February	28.	Amount of F. K. Hunt, Treasurer, for dividend number 20 on State stock	8,712 00	
				10,811 46
1866.		LEXINGTON, HARRODSBURG, AND PERRYVILLE T P. ROAD.		
January	10.	Amount of H. C. Huggins, for dividend on State stock to 1st January, 1866	$2,192 50	
January	10.	Amount of H. C. Huggins, for State tax on January, 1866, dividend	126 66	
July	10.	Amount of H. C. Huggins, for July, 1866, dividend on State stock	2,192 50	
July	10.	Amount of H. C. Huggins, for State tax on July, 1866, dividend	126 66	
				4,638 32
1866.		LEXINGTON AND GEORGETOWN TURNPIKE ROAD.		
January	26.	Amount of I. W. Scott, for January, 1866, dividend on State stock	$906 00	
August	27.	Amount of I. W. Scott, for July, 1866, dividend on State stock	604 00	
August	27.	Amount of I. W. Scott, for State tax on July, 1866, dividend	35 28	
				1,545 28
1866.		LOUISVILLE SAVINGS INSTITUTION.		
February	3.	Amount of J. H. Rhorer, Treasurer, for State tax on capital stock to 1st July, 1865	$500 00	
October	10.	Amount of J. H. Rhorer, Treasurer, for State tax on capital stock to 1st July, 1866	500 00	
				1,000 00
1866.		LEXINGTON AND FRANKFORT TURNPIKE ROAD.		
January	10.	Amount of R. J. Spurr, for State tax on January, 1866, dividend	$36 33	
July	16.	Amount of C. Messick, for State tax on July, 1866, dividend	20 76	
				57 09
1866.		LEXINGTON CITY NATIONAL BANK.		
July	5.	Amount of Ed. Cronley, Cashier, for State tax on capital stock to 1st July, 1866		1,000 00
1866.		LEXINGTON AND BIG SANDY RAILROAD.		
February	1.	Amount due for State tax for 1865, under act 20th February, 1864		744 00
1866.		LOUISVILLE GAS COMPANY.		
April	16.	Amount of J. L. Smith, President, for tax, &c., due for 1861, 1862, 1863, 1864, and 1865		4 530 65
1866.		LOUISVILLE CITY RAILWAY COMPANY.		
April	18.	Amount of J. T. Boyle, President, for State tax for 1865, act 20th February, 1864	$393 60	
September	10.	Amount of J. G. Barrett, Vice President, for State tax 1866, act 20th February, 1864	928 00	
				1,321 60
1866.		LICKING VALLEY OIL AND MINING COMPANY.		
August	21.	Amount of H. M. Rucker, Treasurer, for tax under act 4th March, 1865		100 00
		Amount carried forward		$618,188 29

No. 1—Continued.

		Amount brought forward		$618,188 29
1866.		MAYSVILLE AND BRACKEN TURNPIKE ROAD.		
January	22.	Amount of Lewis Collins for January, 1866, dividend on State stock	$259 00	
January	22.	Amount of Lewis Collins for State tax on January, 1866, dividend	43 40	
				302 40
1866.		MECHANICS' BANK OF LOUISVILLE.		
February	7.	Amount of Henry L. Pope, Cashier, for State tax on capital stock to 1st January, 1866		500 00
1866.		MERCHANTS' BANK OF KENTUCKY.		
June	27.	Amount of J. H. Lindenberger, Cashier, for tax on capital stock to 1st July, 1866		1,250 00
1866.		NORTHERN BANK OF KENTUCKY.		
January	30.	Amount of A. F. Hawkins, Cashier, for January, 1866, dividend on State stock	$25,000 00	
March	2.	Amount of A. F. Hawkins, Cashier, due on dividends for January and July, 1866, which was reserved to pay Government tax on said dividends, and now paid	3,004 16	
July	3.	Amount of A. F. Hawkins, Cashier, for State tax on capital stock to 1st July, 1866	10,385 00	
July	18.	Amount of A. F. Hawkins, Cashier, for July, 1866, dividend on State stock	17,500 00	
				55,889 16
1866.		NATIONAL BANK OF LANCASTER.		
August	24.	Amount of W. H. Kinnaird, Cashier, for State tax on capital stock to 1st July, 1866		500 00
1866.		OTTER CREEK OIL AND MINING COMPANY.		
January	26.	Amount of R. M. Cunningham, for State tax under act 4th March, 1865		100 00
1866.		PLANTERS' BANK OF KENTUCKY.		
January	17.	Amount of T. S. Anderson, Cashier, for State tax on capital stock to 1st January, 1866		507 00
1865.		PRISON INSPECTORS.		
November	17.	Amount of J. M. Mills, Chairman, for proceeds of sale of old building and old iron in the Penitentiary		663 94
1865.		PARIS AND NORTH MIDDLETON TURNPIKE ROAD.		
December	15.	Amount of B. F. Harris, President, for State tax on dividends to 22d June, 1864		51 02
1866.		PARIS AND GEORGETOWN TURNPIKE ROAD.		
July	10.	Amount of W. W. Mitchell, Treasurer, for State tax on May, 1866, dividend		68 14
1866.		RICHMOND AND LEXINGTON TURNPIKE ROAD.		
January	10.	Amount of Curtis Field, Treasurer, for January, 1866, dividend on State stock	$2,261 49	
July	10.	Amount of Curtis Field, Treasurer, for July, 1866, dividend on State stock	2,261 49	
				4,522 98
1865.		SOUTHERN KENTUCKY OIL, COAL MINING, AND IRON MANUFACTURING COMPANY.		
November	23.	Amount of W. A. Gaines, for State tax under act 4th March, 1865		100 00
		Amount carried forward		$682,642 93

No. 1—Continued.

		Amount brought forward		$682,642 93
1865.		SHELBY COUNTY FIRE INSURANCE COMPANY.		
December	21.	Amount of J. L. Caldwell, for State tax for the year 1864, under act approved 20th February, 1864	$225 00	
December	21.	Amount of J. L. Caldwell, for State tax under act approved 20th February, 1864, for the year 1865	290 00	
				515 00
1866.		SOUTHERN BANK OF KENTUCKY.		
March	26.	Amount of George W. Norton, President, for 20 per cent. on $600,000 worth of stock in said bank owned by the State		120,000 00
1866.		SOUTHERN MUTUAL LIFE INSURANCE COMPANY.		
October	3.	Amount of L. T. Thruston, Secretary, for State tax to 10th July, 1866, under act 20th February, 1864		600 00
1866.		SKEGGS CREEK OIL COMPANY.		
October	10.	Amount of Wm. McClure, for tax under act approved 4th March, 1865		100 00
1866.		TAX ON INSURANCE COMPANIES, &c.		
October	10.	Amount received from 11th October, 1865, to 10th October, 1866, for taxes collected on insurance companies, brokers, billiards, playing-cards, &c.		33,559 60
1865.		H. I. TODD, KEEPER KENTUCKY PENITENTIARY.		
November	30.	Amount of H. I. Todd, for lease of the Penitentiary for two years, ending 1st March, 1865	$12,000 00	
November	30.	Amount of H. I Todd, due for interest on loan from Commissioners of the Sinking Fund, for one year, ending 18th March, 1865	600 00	
				12,600 00
1865.		UNION INSURANCE COMPANY OF LOUISVILLE.		
October	12.	Amount of Robert Atwood, Secretary, for tax on capital stock under act 20th February, 1864	$588 60	
October	2.	Amount of Robert Atwood, Secretary, for tax on capital stock to 10th July, 1866, act 20th February, 1864	609 10	
				1,197 70
		UNITED LIFE, FIRE, AND MARINE INSURANCE CO. OF KY.		
1865.				
October	13.	Amount of C. F. Beyland, Secretary, for State tax under act 20th February, 1864		1,400 00
1865.		VERSAILLES AND NICHOLASVILLE TURNPIKE ROAD		
November	24.	Amount of H. C. Huggins, Treasurer, for State tax on April, 1865, dividend, act 20th February, 1864	$77 76	
1866.				
April	26.	Amount of H. C. Huggins, Treasurer, for State tax on dividends to 4th April, 1866, act 20th February, 1864	77 75	
				155 51
1865.		WASHINGTON INSURANCE COMPANY.		
December	12.	Amount of W. Ross, Secretary, for State tax under act approved 20th February, 1864		400 00
		Amount carried forward		$853,170 74

No. 1—Continued.

	Amount brought forward			$853,170 74
1865.	WESTERN INSURANCE COMPANY OF LOUISVILLE			
December 15.	Amount of Jacob Kreiger, sr., Secretary, for State tax under act 20th February, 1864	$200 00		
1866.				
September 13.	Amount of Jacob Kreiger, Secretary, for State tax on capital stock to 1st July, 1866	400 00		
			600 00	
1866.	WASHINGTON BANK OF SPRINGFIELD.			
February 7.	Amount of C. R. McElroy, for State tax on capital stock to 1st January, 1866		135 62	
1866.	WINCHESTER AND LEXINGTON TURNPIKE ROAD.			
January 24.	Amount of J. Howard Sheffer, for January 1866, dividend on State stock	$1,353 00		
January 24.	Amount of J. Howard Sheffer, for State tax on January, 1866, dividend	141 12		
			1,494 12	
	Total receipts from 11th October, 1865, to 10th October, 1866			$855,400 48
	Add balance in Treasury 10th October, 1865			330,666 83
	Making			$1,186,067 31
	Deduct warrants paid from 11th October, 1865, to 10th October, 1866			135,836 55
	Leaving balance in Treasury 10th October, 1866			$1,050,230 76

No. 2.

A STATEMENT *of warrants drawn by this Department on the Treasurer, for the year ending on and including the* 10*th day of October*, 1866, *showing the amount drawn for each source of expenditure, and also the amount of warrants paid during the same period, viz:*

1865.	CONTINGENT EXPENSES.			
December 1.	To warrant No. 57, M. C. Johnson, for expenses attending a meeting of the Board	$6 00		
December 1.	To warrant No. 58, R. R. Bacon, for services rendered the Commissioners of the Sinking Fund	300 00		
December 1.	To warrant No. 59, Evan E. Settle, for services rendered the Commissioners of the Sinking Fund	200 00		
1866.				
January 10.	To warrant No. 9, J. M. Mills, for services as Prison Inspector	50 00		
January 10.	To warrant No. 10, Rev. John S. Hays, for services as Prison Inspector	50 00		
July 7.	To warrant No. 37, J. M. Mills, for services as Prison Inspector	50 00		
July 7.	To warrant No. 38, Rev. J. S. Hays, for services as Prison Inspector	50 00		
			$706 00	
	Amount carried forward			$706 00

No. 2—Continued.

		Amount brought forward		$706 00
1866.		INTEREST ON SCHOOL BONDS.		
February	9.	To warrant No. 20, Daniel Stevenson, Superintendent Public Instruction, for interest due on school bonds to 1st January, 1866	$41,791 98	
October	4.	To warrant No. 55, Daniel Stevenson, Superintendent Public Instruction, for interest due on school bonds to 1st July, 1866	41,791 98	
				83,583 96
1865.		INTEREST ON STATE DEBT.		
October	13.	To warrant No. 56, J. B. Temple, Cashier, for coupons presented	$225 69	
1866.				
January	2.	To warrant No. 1, J. B. Temple, Cashier, for coupons presented	1,680 00	
January	2.	To warrant No. 2, E. H. Taylor, Cashier, for coupons presented	1,635 00	
January	5.	To warrant No. 3, J. B. Temple, Cashier, for coupons presented	4,650 00	
January	5.	To warrant No. 4, E. H. Taylor, Cashier, for coupons presented	510 00	
January	5.	To warrant No. 5, John B. Bibb, for coupons presented	90 00	
January	5.	To warrant No. 6, E. H. Taylor, Cashier, for coupons presented	30 00	
January	5.	To warrant No. 7, J. B. Temple, Cashier, for coupons presented	60 00	
January	6.	To warrant No. 8, E. H. Taylor, Cashier, for coupons presented	4,080 00	
January	13.	To warrant No. 11, J. B. Temple, Cashier, for coupons presented	180 00	
January	16.	To warrant No. 12, E. H. Taylor, Cashier, for coupons presented	180 00	
January	19.	To warrant No. 13, J. B. Temple, Cashier, for coupons presented	30 00	
January	25.	To warrant No. 14, J. B. Temple, Cashier, for coupons presented	150 00	
January	27.	To warrant No. 15, H. Barclay, jr., for coupons presented	180 00	
January	7.	To warrant No. 16, E. H. Taylor, Cashier, for coupons presented	1,560 00	
January	30.	To warrant No. 17, A. F. Hawkins, Cashier, for coupons presented	2,375 00	
February	5.	To warrant No. 18, P. J. Potter, for coupons presented	120 00	
February	7.	To warrant No. 19, J. B. Temple, Cashier, for coupons presented	180 00	
February	15.	To warrant No. 21, J. B. Temple, Cashier, for coupons presented	30 00	
February	23.	To warrant No. 22, E. H. Taylor, Cashier, for coupons presented	210 00	
February	28.	To warrant No. 23, E. H. Taylor, Cashier, for coupons presented	989 82	
March	3.	To warrant No. 24, Carter & Bro., for coupons presented	120 00	
March	13.	To warrant No. 25, J. B. Temple, Cashier, for coupons presented	60 00	
April	3.	To warrant No. 26, E. H. Taylor, Cashier, for coupons presented	720 00	
April	9.	To warrant No. 27, J. B. Temple, Cashier, for coupons presented	150 00	
		Amounts carried forward	$20,195 51	$84,289 96

No. 2—Continued.

		Amounts brought forward	$20,195 51	$84,289 96
April	18.	To warrant No. 28, J. B. Temple, Cashier, for coupons presented	25 00	
May	29.	To warrant No. 29, J. B. Temple, Cashier, for coupons presented	125 00	
June	18.	To warrant No. 30, J. B. Temple, Cashier, for coupons presented	30 00	
June	30.	To warrant No. 31, J. B. Temple, Cashier, for coupons presented	3,237 75	
June	30.	To warrant No. 32, E. H. Taylor, Cashier, for coupons presented	5,820 00	
July	2.	To warrant No. 33, E. H. Taylor, Cashier, for coupons presented	3,078 33	
July	3.	To warrant No. 34, E. H. Taylor, Cashier, for coupons presented	135 00	
July	7.	To warrant No. 35, J. B. Temple, Cashier, for coupons presented	1,410 00	
July	7.	To warrant No. 36, E. H. Taylor, Cashier, for coupons presented	120 00	
July	9.	To warrant No. 39, J. B. Temple, Cashier, for coupons presented	5,220 00	
July	10.	To warrant No. 40, J. B. Bibb, for coupons presented	90 00	
July	11.	To warrant No. 42, J. B. Temple, Cashier, for coupons presented	1,560 00	
July	11.	To warrant No. 43. E. H. Taylor, Cashier, for coupons presented	60 00	
July	16.	To warrant No. 44, J. B. Temple, Cashier, for coupons presented	595 00	
July	20.	To warrant No. 45. E. H. Taylor, Cashier, for coupons presented	120 00	
July	20.	To warrant No. 46, J. B. Temple, Cashier, for coupons presented	180 00	
August	9.	To warrant No. 48, J. B. Temple, Cashier, for coupons presented	540 00	
August	16.	To warrant No. 49, J. B. Temple, Cashier, for coupons presented	30 00	
August	17.	To warrant No. 50, J. B. Temple, Cashier, for coupons presented	60 00	
August	18.	To warrant No. 51, J. B. Temple, Cashier, for coupons presented	60 00	
August	30.	To warrant No. 52, J. B. Temple, Cashier, for coupons presented	2,375 00	
September	15.	To warrant No. 53, S. S. Potter, for coupons presented	120 00	
October	2.	To warrant No. 54, E. H. Taylor, Cashier, for coupons presented	360 00	
				45,546 59
1866.		REDEMPTION OF STATE DEBT.		
July	10.	To warrant No. 41, J. G. Barrett, for State bonds redeemed this day	$5,000 00	
August	8.	To warrant No. 47, H. S. Withers, for bond No. 978, redeemed this day	1,000 00	
				6,000 00
		Total amount of warrants issued from 11th Oct. 1865, to 10th Oct., 1866		$135,836 55

No. 2—Continued.

RECAPITULATION.

From 11th to 31st October, 1865	$225 69
From 1st to 30th November, 1865	None.
From 1st to 31st December, 1865	506 00
From 1st to 31st January, 1866	17,490 00
From 1st to 28th February, 1866	43,321 80
From 1st to 31st March, 1866	180 00
From 1st to 30th April, 1866	895 00
From 1st to 31st May, 1866	125 00
From 1st to 30th June, 1866	9,087 75
From 1st to 31st July, 1866	17,668 33
From 1st to 31st August, 1866	4,065 00
From 1st to 30th September, 1866	120 00
From 1st to 10th October, 1866	42,151 98
Total	$135,836 55

TREASURY ACCOUNT.

No. 3.

MASON P. BROWN, TREASURER.

	DEBIT.		
1865.			
October 10	To balance in Treasury 10th October, 1865	$330,666 83	
October 31	To amount received from 11th to 31st October, 1865	3,344 62	
	Making		$334,011 45
	CREDIT.		
October 31	By warrants paid from 11th to 31st October, 1865		225 69
	Leaving balance in Treasury 31st October, 1865		$333,785 76
	DEBIT.		
October 31	To balance in Treasury 31st October, 1865	$333,785 76	
November 30	To amount received from 1st to 30th Nov., 1865	14,042 07	
	Making		$347,827 83
	CREDIT.		
November 30	By warrants paid from 1st to 30th Nov., 1865		Nothing.
	Leaving balance in Treasury 30th Nov., 1865		$347,827 83
	DEBIT.		
November 30	To balance in Treasury 30th November, 1865	$347,827 83	
December 31	To amount received from 1st to 31st December, 1865	370,191 10	
	Making		$718,018 93
	CREDIT.		
December 31	By warrants paid from 1st to 31st December, 1865		$506 00
	Leaving balance in Treasury 31st December, 1865		$717,512 93

No. 3—Continued.

TREASURER'S ACCOUNT.

WM. L. NEALE, TREASURER.

1865.	DEBIT.		
December 31	To balance in Treasury 31st December, 1865	$717,512 93	
1866.			
January 24	To amount received from 1st to 24th January, 1866	27,870 51	
	Making		$$745,383 44
	CREDIT.		
January 24	By warrants paid from 1st to 24th January, 1866		13,225 00
	Leaving balance in Treasury 24th January, 1866		$732,158 44

TREASURER'S ACCOUNT.

T. L. CRITTENDEN, TREASURER.

1866.	DEBIT.		
January 24	To balance in Treasury 24th January, 1866	$732,158 44	
January 31	To amount received from 24th to 31st January, 1866	59,393 50	
	Making		$791,551 94
	CREDIT.		
January 31	By warrants paid from 24th to 31st January, 1866		4,265 00
	Leaving balance in Treasury 31st January, 1866		$787,286 94
	DEBIT.		
January 31	To balance in Treasury 31st January, 1866	787,286 94	
February 28	To amount received from 1st to 28th February, 1866	39,488 71	
	Making		$826,775 65
	CREDIT.		
February 28	By warrants paid from 1st to 28th February, 1866		43,321 80
	Leaving balance in Treasury 28th February, 1866		$783,453 85

No. 3—Continued.

1866.			
	DEBIT.		
February 28	To balance in Treasury 28th February, 1866	$783,453 85	
March 31	To amount received from 1st to 31st March, 1866	150,685 72	
	Making		$934,139 57
	CREDIT.		
March 31	By warrants paid from 1st to 31st March, 1866		180 00
	Leaving balance in Treasury 31st March, 1866		$933,959 57
	DEBIT.		
March 31	To balance in Treasury 31st March, 1866	$933,959 57	
April 30	To amount received from 1st to 30th April, 1866	56,214 74	
	Making		$990,174 31
	CREDIT.		
April 30	By warrants paid from 1st to 30th April, 1866		895 00
	Leaving balance in Treasury 30th April, '66		$989,279 31
	DEBIT.		
April 30	To balance in Treasury 30th April, 1866	$989,279 31	
May 31	To amount received from 1st to 31st May, 1866	6,209 34	
	Making		$995,488 65
	CREDIT.		
May 31	By warrants paid from 1st to 31st May, 1866		125 00
	Leaving balance in Treasury 31st May, 1866		$995,363 65
	DEBIT.		
May 31	To balance in Treasury 31st May, 1866	$995,363 65	
June 30	To amount received from 1st to 30th June, 1866	10,515 56	
	Making		$1,005,879 21
	CREDIT.		
June 30	By warrants paid from 1st to 30th June, 1866		9,087 75
	Leaving balance in Treasury 30th June, '66		$996,791 46

No. 3—Continued.

1866.	DEBIT.		
June 30	To balance in Treasury 30th June, 1866	$996,791 46	
July 31	To amount received from 1st to 31st July, 1866	62,633 46	
	Making		$1,059,424 92
	CREDIT.		
July 31	By warrants paid from 1st to 31st July, 1866		17,668 33
	Leaving balance in Treasury 31st July, 1866		$1,041,756 59
	DEBIT.		
July 31	To balance in Treasury 31st July, 1866	$1,041,756 59	
August 31	To amount received from 1st to 31st August, 1866	34,548 82	
	Making		$1,076 305 41
	CREDIT.		
August 31	By warrants paid from 1st to 31st August, 1866		4,065 00
	Leaving balance in Treasury 31st August, 1866		$1,072,240 41
	DEBIT.		
August 31	To balance in Treasury 31st August, 1866	$1,072,240 41	
September 30	To amount received from 1st to 31st September, 1866	6,162 54	
	Making		$1,078,402 95
	CREDIT.		
September 30	By warrants paid from 1st to 30th September, 1866		120 00
	Leaving balance in Treasury 30th September, 1866		$1,078,282 95
	DEBIT.		
September 30	To balance in Treasury 30th Sept., 1866	$1,078,282 95	
October 10	To amount received from 1st to 10th October, 1866	14,092 79	
	Making		$1,092,382 74
	CREDIT.		
October 10	By warrants paid from 1st to 10th October, 1866		42,151 98
	Leaving balance in Treasury 10th October, 1866		$1,050,230 76

No. 4.

The Accounts of the Commissioners of the Sinking Fund with the Farmers' Bank of Kentucky are as follows:

COMMISSIONERS OF THE SINKING FUND,

In account with the Farmers' Bank of Kentucky.

1865.			
October 10	By balance		$400,502 46
October 27	By interest on account to 1st October, 1865		9,608 92
October 13	To interest on Kentucky bonds paid this day	$12,000 00	
October 31	To balance	398,111 38	
		$410,111 38	$410,111 38
October 31	By balance		$398,111 38
November 28	To Kentucky bonds and coupons paid this day	$1,023 17	
November 30	To balance	397,088 21	
		$398,111 38	$398,111 38
November 30	By balance		$397,088 21
December 5	By Legal tender notes and interest on same		102,500 00
December 9	To Kentucky bonds and coupons paid this date	$4,016 66	
December 31	To balance	495,571 55	
		$499,588 21	$499,588 21
December 31	By balance		$495,571 55
1866.			
January 1	To Kentucky bonds and coupons paid at New York, December 28, 1865	$10,000 00	
January 18	To Kentucky bonds and coupons paid this day at Frankfort	3,009 00	
January 22	To Kentucky bonds and coupons paid at New York, January 18, 1866	7,520 00	
January 24	To Kentucky bonds and coupons paid this day at Frankfort	28,105 86	
January 26	To Kentucky bonds and coupons paid at New York, January 23, 1866	7,029 19	
January 31	To balance	439,907 50	
		$495,571 55	$495,571 55
January 31	By balance		$439,907 50
February 3	To Kentucky bonds and coupons paid at New York, January 30th, 1866	$7,033 83	
February 15	To coupons paid at New York, January 3d, 1866	30,000 00	
February 15	To coupons paid at New York, January 6th, 1866	20,000 00	
February 15	To coupons paid at New York this day	24,005 33	
February 15	To coupons paid at New York this day	1,004 17	
February 28	To balance	357,864 17	
		$439,907 50	$439,907 50

No. 4—Continued.

1866.			
February 28	By balance		$357,864 17
March 15	To coupons paid 1st February, 1866, at Frankfort	$10,000 00	
March 31	To balance	347,864 17	
		$357,864 17	$357,864 17
March 31	By balance		$347,864 17
April 19	By interest on account to 1st April, 1866		6,060 76
April 28	To Kentucky bonds and coupons paid 25th April, 1866, at Frankfort	$4,076 00	
April 30	To balance	349,848 93	
		$353,924 93	$353,924 93
April 30	By balance		$349,848 93
May 24	To Kentucky bonds and coupons paid at Frankfort, May 21, 1866	$1,023 50	
May 28	To Kentucky bonds and coupons paid at Frankfort, May 24, 1866	3,071 50	
May 31	To balance	345,753 93	
		$349,848 93	$349,848 93
May 31	By balance		$345,753 93
June 15	To Kentucky bonds and coupons paid at Frankfort, June 12, 1866	$3,000 00	
June 30	To balance	342,753 93	
		$345,753 93	$345,753 93
June 30	By balance		$342,753 93
July 31	To balance	$342,753 93	
		$342,753 93	$342,753 93
July 31	By balance		$342,753 93
August 8	To coupons paid at New York, July 5, 1866	$50,000 00	
August 8	To coupons paid at New York, July 19, 1866	25,000 00	
August 31	To balance	$267,753 93	
		$342,753 93	$342 753 93
August 31	By balance		$267,753 93
September 18	To Kentucky bonds and coupons paid at New York, August 31, 1866	$89,731 51	
September 18	To Kentucky bonds and coupons paid at New York, September 3, 1866	5,050 00	
September 22	To Kentucky bonds and coupons paid at New York, September 19, 1866	3,039 50	
September 30	To balance	169,932 92	
		$267,753 93	$267 753 93

No. 4—Continued.

1866.			
September 30	By balance		$169,932 92
October 6	By interest on account to 1st October, 1866		4,511 35
October 8	To Kentucky bonds and coupons paid at New York 1st October, 1866	$3,045 00	
October 10	To balance	171,399 27	
		$174,444 27	$174,444 27
October 10	By balance		$171,399 27

No. 5.

The resources of the Sinking Fund are as follows:

1st. Tax on the surplus fund of Commercial Bank of Kentucky.
Tax on the capital stock of the Bank of Kentucky.
Tax on the capital stock of the Northern Bank of Kentucky.
Tax on the capital stock of the Bank of Louisville.
Tax on the capital stock of the Deposit Banks.
2d. Dividends on 7,000 shares stock in the Bank of Kentucky.
Dividends on 2,399 shares stock in the Bank of Kentucky.
Dividends on 2,500 shares stock in the Northern Bank of Kentucky.
Dividends on 406 shares stock in the Bank of Louisville.
3d. Dividends on State stocks in turnpike roads and profits on works of internal improvement.
4th. Lease of the penitentiary.
5th. Fifteen cent revenue tax.
6th. Tax on brokers and insurance offices.
7th. Interest on loan to keeper Kentucky penitentiary.
8th. Proceeds of the Commonwealth Bank, and stock in old Bank of Kentucky.
9th. Redemption of forfeited lands and escheats.
10th. Interest on $74,519 50, bonds in railroad, Louisville and Frankfort.
11th. Dividends on 2,178 shares stock in Frankfort and Lexington railroad company.
12th. Excess in treasury over $10,000.
13th. Tax on playing cards.
14th. Tax on billiards.
15th. Tax on stock in Louisville and Frankfort railroad.
Tax on stock in Frankfort and Lexington railroad.
16th. Tax on railroad and express companies under act 20th February, 1864.
17th. Tax of 6 per cent. per annum upon the dividends of turnpike roads, act 20th February, 1864.
18th. Tax on insurance companies incorporated by this State, act 20th February, 1864.
19th. Tax on oil companies, &c., at $100 each.
20th. Tax on National Banks under act 9th February, 1866.
21st. Interest on deposits.

The State owns stock in internal improvements, the present value of which is uncertain, amounting in the aggregate to	$4,830,475 00
In banks and railroads	1,542,819 50
Loan to revenue department	100,000 00
Interest on same	15,000 00
Amount in Treasury 10th October, 1866	1,050,230 76
Amount in Treasury 10th October, 1866, not transferred	240,147 56
Loan to Military Fund	200,000 00
The Commissioners of the Sinking Fund had on deposit in the Farmers' Bank of Kentucky, 10th October, 1866, bearing interest	171,399 27
Total	$8,150,072 09

No. 6.

SINKING FUND.

A STATEMENT *showing the amount of State debt October* 10, 1866.

Description of bonds.	Original issue.	Amount redeemed.	Amount unredeemed.	When due.
Amount due and outstanding of the 6 per cent. issues of $609,500, of 6 year bonds, and Internal Improvement Railroad Scrip	----------	----------	$402 00	Now due.
Bonds issued May 25th, 1835, to Bank of Kentucky, under act of February 28th, 1835, payable 30 years after date, bearing five per cent. interest at the bank of Kentucky	$100,000 00	$93,000 00	7,000 00	May 25, 1865.
Bonds issued August 1st, 1835, to Prime, Ward & King, under act of February 28th, 1835, payable 30 years after date, bearing 5 per cent interest at New York	100,000 00	96,000 00	4,000 00	August 1, 1865.
Bonds issued April 25th, 1836, to Northern Bank of Kentucky, under act February 29th, 1836, payable 35 years after date, bearing 5 per cent. interest at Northern Bank of Kentucky	100,000 00	5,000 00	95,000 00	April 25, 1871.
Bonds issued June 1st, 1836, to Bank of Kentucky, under act of February 29th, 1836, payable 30 years after date, bearing 5 per cent. interest at the Bank of Kentucky	50,000 00	41,000 00	9,000 00	June 1, 1866.
Bonds issued April 1st, 1837, to War Department, under act of February 23d, 1837, payable 30 years after date, bearing 5 per cent interest at New York	165,000 00	88,000 00	77,000 00	April 1, 1867.
Bonds issued September 2d, 1843, to John Tilford, agent to sell, under an act of March 8th, 1843, payable 30 years after date, bearing 5 per cent. interest at New York	100,000 00	21,000 00	79,000 00	Sept. 2, 1873.

No. 6—Continued.

Description of bonds.	Original issue.	Amount redeemed.	Amount unredeemed.	When due.
Bonds issued July 1st, 1838, to the American Life Insurance and Trust Company, under an act of February 16th, 1838, payable 30 years after date, bearing 6 per cent. interest at New York	$1,250,000 00	$376,000 00	$874,000 00	July 1st, 1868
Bonds issued from April 22d, 1840, to February 19th, 1841, to contractors on public works, under an act of February 22d, 1839, payable 30 years after date, bearing 6 per cent. interest at New York	33,000 00	6,000 00	27,000 00	From April 22, 1870, to 19th Feb., 1871.
Bonds issued November 4th, 1840, to Northern Bank of Kentucky, under an act of February 21st, 1840, payable 30 years after date bearing 6 per cent. interest at New York	235,000 00	47,000 00	188,000 00	November 4th, 1870.
Bonds issued November 4th, 1840, to Bank of Kentucky, under an act of February 21st, 1840, payable 30 years after date, bearing 6 per cent. interest at New York	180,000 00	29,000 00	151,000 00	November 4th, 1870.
Bonds issued from April 3d, 1841, to April 1st, 1842, to contractors, and in exchange for 6 year bonds, under act of February 21st, 1840, February, 1841, and March 3d, 1842, March 11th, 1843, and March 2d, 1844, payable 30 years after date, bearing 6 per cent. interest at New York	1,741,000 00	320,000 00	1,421,000 00	From April 3d, 1871, to April 1st, 1872.
Bonds held by the Board of Education	1,326,770 01		1,326,770 01	
Bonds for unexpended county distribution, issued July 1st, 1866, under an act approved January 30th, 1864, and held by the Board of Education	294,519 78		294,519 78	

No. 6—Continued.

Description of bonds.	Original issue.	Amount redeemed.	Amount unredeemed.	When due.
Bonds issued for military purposes from August 2d, 1864, to October 10th, 1865, under an act of February 18th, 1864	$733,000 00	$48,000 00	$685,000 00	15 or 30 years.
Total	$6,408,289 79	$1,170,000 00	$5,238,691 79	

Amount of 6 per cent. debt due and outstanding		$402 00
Amount of 5 per cent. bonds due and outstanding		20,000 00
Amount of 5 per cent. bonds unredeemed, not due		251,000 00
Amount of 6 per cent. bonds unredeemed, not due		3,346,000 00
No. 1. At thirty years date, bearing 6 per cent. interest, and dated August 9, 1840	$24,000 00	
No. 20. At thirty years date, bearing 6 per cent. interest, dated January 6, 1840	21,500 00	
No. 21. At thirty years date, bearing 6 per cent. interest, dated January 1, 1840	22,000 00	
No. 22. At thirty-five years date, bearing 5 per cent. interest, dated January, 1840	500,000 00	
No. 23. At thirty-five years date, bearing 5 per cent. interest, dated January 22, 1840	170,000 00	
No. 24. At thirty-five years date, bearing 5 per cent. interest, dated January 22, 1840	180,000 00	
No. —. Bearing 5 per cent. interest from January 1, 1848, and made payable at the pleasure of the Legislature, and dated December 20, 1848	308,268 42	
No. —. Amount of bonds issued for balance due for interest on State bonds, and dated July 5, 1850, and made payable at the pleasure of the Legislature, and to bear interest at the rate of 5 per cent. per annum from 1st January, 1850	101,001 59	
		$1,326,770 01
Bonds issued for unexpended county distribution, issued July, 1866, under act approved January 30th, 1864, and held by Board of Education, to bear 6 per cent. interest		294,519 78
Total State debt, 10th October, 1866		$5,238 691 79
Of this amount there was owing to individuals, banks, and other corporations		$3,617,402 00
To the Board of Education		1,621,289 79
Total		$5,238,691 79

The annual interest on State debt amounts to $297,994 68.

NOTE.—The Governor has borrowed from the sales of the Agricultural College Land Scrip $85,960 for military purposes, under act 18th February, 1864, for which bonds are to be issued and delivered, bearing interest from 1st August, 1866. This amount was redeemed by the sale of 400 shares of stock in the Northern Bank of Kentucky, held by the Commissioners of the Sinking Fund.

Ordered, That the Public Printer print 150 copies of said message and accompanying documents, and that they be referred to the Committee on the Sinking Fund.

Mr. Botts, from the Committee on Finance, presented the report of the Agent of the Auditor.

Ordered, That the Public Printer print 150 copies of said report.

Mr. Cleveland, from the Committee on Banks, to whom had been referred the message of the Governor in relation to the condition of certain banks of the State,

Reported the same back to the Senate.

Said message and statements read as follows, viz:

EXECUTIVE DEPARTMENT,
January 14, 1867.

Gentlemen of the Senate and House of Representatives:

I herewith transmit a statement of the condition of the Farmers' Bank of Kentucky and Branches, Western Financial Corporation, Bank of Kentucky and Branches, and Deposit Bank of Carlisle, for the year 1866.

THO. E. BRAMLETTE, *Governor.*

Condition of the Farmers' Bank of Kentucky and Branches, June 30th, 1866.

RESOURCES.

Notes discounted		$472,795 75
Bills of exchange		1,935,760 82
Suspended debt (notes and bills)		173,052 13
		$2,581,608 70
Dues from Kentucky and other Western Banks		206,066 72
Real estate and banking houses		90,778 57
United States 5-20 bonds		611,000 00
Cash on hand:		
U. S. Treasury and National Bank notes	$260,355 28	
Gold and silver	640 87	
On deposit in New York	475,003 09	
		735,599 24
		$4,225,453 26

LIABILITIES.

Capital stock		$1,700 000 00
Notes in circulation		81,585 00
Due to individual depositors		917,435 38
Due to banks and State of Kentucky		1,067,027 43
Dividends unclaimed		6,868 50
Fund to cover losses		74,573 47
Fund to pay interest on State deposit		15,000 00
Contingent fund	$40,000 00	
Profit and loss	322,963 48	
		362,963 48
		$4,225,453 26
Contingent fund, and profit and loss as above		$362,963 48
Deduct dividend 5 per cent. and 5 per cent. extra on capital stock	$170,000 00	
Government tax on dividend and surplus	9,054 18	
		179,054 18
Leaves present surplus		$183,909 30

J. B. TEMPLE, *Cashier.*

FRANKFORT, KY., July 3, 1866.

Condition of the Farmers' Bank of Kentucky and Branches January 1st, 1867.

RESOURCES.

Notes discounted		$462,264 76
Bills of exchange		2,258,060 71
Suspended debt (notes and bills)		168,357 91
		$2,888,683 38
Due from Western banks		215,307 43
Real estate and banking houses		86,753 40
United States 5-20 bonds		611,000 00
Cash on hand:		
U. S. Treasury and National Bank notes	$293,440 68	
On deposit in New York	324,036 92	
		617,477 60
		$4,419,221 81

LIABILITIES.

Capital stock		$1,700,000 00
Notes in circulation		61,180 00
Due to individual depositors		955,327 05
Due to banks and State of Kentucky		1,339,179 33
Dividends unclaimed		12,973 50
Fund to cover losses		62,879 51
Fund to pay interest on State deposit		12,000 00
Contingent fund	$40,000 00	
Profit and loss	235,682 42	
		275,682 42
		$4,419,221 81
Contingent fund, and profit and loss as above		$275,682 42
Deduct 5 per cent. dividend on capital stock this day	$85,000 00	
Government tax on dividend and surplus	4,588 65	
		89,588 65
Leaves present surplus		$186,093 77

J. B. TEMPLE, *Cashier.*

FRANKFORT, KY., January 7, 1867.

State of Bank of Kentucky and Branches, December 31st, 1866.

RESOURCES.

Notes discounted, maturing		$648,021 63
Notes discounted, past due		93,306 19
		$741,327 82
Bills of exchange, maturing	$1,861,620 79	
Bills of exchange, past due	162,725 54	
		2,024,346 33
Suspended debt in suit, &c.	$273,049 35	
United States and other bonds, and stocks	1,203,087 29	
Real estate for debt	92,189 40	
Real estate for banking houses	59,000 97	
		1,627,327 01
Bank balances other than Eastern		1,679,818 30
Cash:		
Gold, silver, and sterling	$527,761 79	
United States Treasury and other bank notes	189,250 23	
Deposit in Eastern banks	192,944 04	
		909,956 06
		$6,982,775 52

LIABILITIES.

Capital stock		$2,818,500 00
Dividends unpaid	$14,227 61	
Contingent fund required by charter	74,000 00	
Fund to cover losses by branches	250,000 00	
Fund to redeem circulation	140,136 00	
Dividend No. 58, and tax this day declared	88,215 79	
Profit and loss after deducting dividend No. 58	195,533 55	
		762,112 95
Due depositors		673,563 43
Bank balances, including State Treasurer		2,728,599 14
		$6,982,775 52

THOMAS L. BARRET, *Cashier.*

BANK OF KENTUCKY, January 7, 1867.

DEPOSIT BANK, CARLISLE, KY., July 2, 1866.

To Secretary of State, Frankfort, Kentucky:

DEAR SIR: We inclose for the officers their sworn statement of the capital stock of the "Deposit Bank of Carlisle, Ky." We remitted to W. T. Samuels, Esq., Auditor, on Saturday, 30th ult., our check for $250, amount State tax, as per inclosed statement, and in accordance with his directions, and advised him we would send this statement to you.

Yours truly,

MONGER, CONGLETON & CO.

Condition of the Deposit Bank of Carlisle, Kentucky, on the morning of January 1st, 1867.

RESOURCES.

Notes and bills of exchange		$68,748 02
Due from banks		36,162 13
Office furniture		901 05
Treasury and National Bank notes	$31,084 65	
Revenue stamps and cash items	1,173 00	
		32,257 65
		$138,068 85

LIABILITIES.

Capital stock		$50,000 00
Less not paid in		10,290 00
		$39,710 00
Due depositors	$92,837 18	
Paid stockholders dividend No. 1	2,500 00	
		95,337 18
Due banks		2,707 02
Surplus fund		314 65
		$138,068 85

F. E. CONGLETON, *Cashier.*

To J. S. VANWINKLE, Secretary of State, Frankfort, Ky.

CARLISLE, KY., July 2, 1866.

The Deposit Bank of Carlisle, Kentucky, was organized by the capital stock of fifty thousand dollars being subscribed, on Saturday, June 30th, 1866, and five per cent. paid in on each share.

D. S. LOCKRIDGE, *Pres't.*
F. E. CONGLETON, *Cashier.*

This day personally appeared before me, a justice of the peace in and for the county of Nicholas, State of Kentucky, D. S. Lockridge and F. E. Congleton, and made oath that the above statements are true.

JOHN McKEE, *J. P. N. C.*

JULY 2, 1866.

Second semi-annual report of the condition of the Western Financial Corporation.

ASSETS.

Real estate and Galt House building		$337,174 47
Office furniture		2,570 38
Investments (bills and notes)		1,001,938 45
Due from banks		32,508 93
Cash		53,633 00
		$1,427,825 23

LIABILITIES.

Capital stock paid in		$938,750 00
Due to depositors		334,419 15
Due to banks		81,633 03
Profit and loss, first six months	$31,889 14	
Profit and loss, second six months	41,133 91	
Net earnings twelve months		73,023 05
		$1,427,825 23

JNO. B. SMITH, *Cashier.*

LOUISVILLE, KY., December 31, 1866.

Ordered, That the Public Printer print 150 copies of said report.

Mr. Bruner, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to amend 2d sub-division of section 1, article 5, chapter 86, Revised Statutes, concerning sale of lands of married women,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Gorin, from the Committee on the Judiciary, to whom had been referred a resolution from the House of Representatives, entitled

Resolution in relation to establishing a house of refuge in this Commonwealth,

Reported the same with the expression of opinion that said resolution should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. Gorin, from the same committee, asked to be discharged from the further consideration of a resolution heretofore introduced by Mr. Prall in relation to a revision of the general statutes, &c.

Which was granted.

Also from the further consideration of a petition of the citizens of Taylor county, asking that David A. Shively should keep a tavern free of tax.

Which was granted.

Leave was given to bring in the following bills, viz:

On motion of Mr. W. J. Worthington—

1. A bill to regulate the fees of county judges and justices of the peace.

On motion of Mr. Carlisle—

2. A bill for the benefit of the Covington and Lexington turnpike company.

On motion of Mr. Bigger—

3. A bill to incorporate the People's Fire and Marine Insurance Company of Paducah.

On motion of Mr. Harrison—

4. A bill to incorporate the Louisville and Black Hawk Colorado Mining Company.

The Committee on County Courts was directed to prepare and bring in the 1st; the Committee on Revised Statutes the 2d, and the Committee on the Judiciary the 3d and 4th.

Mr. Swigert moved the following resolution, viz:

Resolved, That the use of the Senate Chamber be granted to the State Agricultural Society on to-morrow at 3 o'clock, to hold their annual meeting.

Which was twice read and adopted.

Mr Bruner moved the following resolution, viz:

Resolved, That the Sergeant-at-Arms procure for the use of the Senate and the Committee on Apportionment one dozen small pocket maps of this State, of the latest date, having the boundaries of all the counties in the State correctly marked thereon.

Which was adopted.

Mr. Chandler read and laid on the table a joint resolution in relation to a National Democratic Convention.

Which was taken up, ordered to be printed, and referred to the Committee on Federal Relations.

Mr. Bigger read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

WHEREAS, Complaint has been made to this General Assembly against the Managers of the Institution for the Education of the Blind, near the city of Louisville, by the inmates of said institution, in regard to the management of said institution and the treatment of its inmates; therefore,

Resolved, That a committee of three from the Senate, to act with a like committee from the House of Representatives, be appointed to investigate said charges, and report in writing to this General Assembly as to the truth or falsity of said complaint, and that they have power to take proof, send for persons and papers, and make a thorough examination into the condition and management of said institution, and make their report to this General Assembly, with the proof upon which their report is based.

The question was then taken upon the adoption of said resolution, and it was decided in the affirmative.

The following petitions were presented, viz:

By Mr. Cook—

1. The petition of sundry citizens of Williamsburg and vicinity, in Whitley county, asking the passage of an act prohibiting the sale of spirituous liquors within said town.

By same—

2. The petition of H. F. Finley and others, praying the passage of an act incorporating the town of Williamsburg.

By Mr. Patrick—

3. The petition of sundry citizens of Pike county, concerning the laws in force in regard to idiots, lunatics, &c.

Which petitions were received, the reading dispensed with, and referred—the 1st and 2d to the Committee on the Revised Statutes, and the 3d to the Committee on Circuit Courts.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution from the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to amend the penal laws," approved August 28th, 1862.

An act to amend the charter of the Lexington and Big Sandy railroad company.

An act to authorize the voters in certain districts of Boyle county to vote on the levy of a tax for railroad purposes.

An act to regulate the time and manner for holding elections for Senators in Congress.

An act to change the place of voting in the Glade precinct, in Madison county.

An act to amend the charter of the Southern Mutual Life Insurance Company of Kentucky.

An act to amend an act, entitled "An act for the benefit of Caldwell county," approved February 2d, 1866.

An act to increase the number of juridical days of the Owen circuit court.

An act to change the boundary of the town of Winchester.

An act to incorporate the Masonic Widows' and Orphans' Home and Infirmary of the city of Louisville.

An act to incorporate Christ's Church in Elizabethtown, Hardin county.

An act to incorporate St. Peter's Episcopal Church, Paris.

An act for the benefit of St. Peter's Episcopal Church, Paris.

An act to incorporate Neatsville Lodge, No. 192, of Free and Accepted Masons.

An act for the benefit of the Mt. Gilead and Steele's Ford turnpike road company.

An act to incorporate the M. J. Williams Lodge, No. 469, of Free and Accepted Masons.

An act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church.

An act authorizing the county court of Washington county to issue bonds or borrow money to build a new jail.

An act for the benefit of the Simpson county court.

An act to change the time of holding the county court, the quarterly court, and court of claims, in and for Madison county.

An act to change the State road from Weston to Hopkinsville.

Resolution appointing a joint committee to investigate the subject of railroads in this Commonwealth.

And enrolled bills from the Senate of the following titles, viz:

An act to amend the charter of the Hope Insurance Company of Louisville.

An act for the benefit of G. W. Kouns, of Boyd county.

An act for the benefit of Joseph H. and John Harrison, free persons of color.

An act to charter the Metropolitan Bank of Louisville.

An act to increase the jurisdiction of the Jefferson court of common pleas.

An act for the benefit of J. C. Calhoun, sheriff of McCracken county.

An act to change the time of holding the quarterly courts in McCracken county.

An act to amend the charter of the Farmers' Bank of Kentucky.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. Wm. Johnson, from the Committee on Circuit Courts--

An act to abolish the July term of the Clark circuit court.

By same—

An act to change the time of holding the Clinton circuit court.

By Mr. Baker, from the Committee on County Courts—

An act to increase the county levy of Laurel county.

By same—

An act for the benefit of the police judge of the town of Bowling Green.

By same—

An act to change the time of holding the court of claims for Bracken county.

By same—

An act to authorize the Bracken county court to sell the poor-house and farm in said county.

By Mr. Chandler, from the Committee on Internal Improvement—

An act to amend the charter of the Twelve Mile turnpike company, approved March 1st, 1854.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the African Cemetery Company of Bourbon county.

By Mr. Riffe, from the Committee on Religion—

An act to authorize the Baptist Church at Oakland, Gallatin county, to convey real estate.

By Mr. Bruner, from the Committee on Revised Statutes—

An act for the benefit of Lovelaceville, in Ballard county.

By same—

An act fixing the compensation of assessors under article 6, chapter 83, Revised Statutes

By same—

An act to repeal the laws giving power to the trustees of Lawrenceburg to grant coffee-house license in said town.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Louisville railway company.

By Mr. Bigger, from the same committee—

An act to incorporate the Commonwealth Insurance Company of Kentucky.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to amend the charter of Jamestown.

By Mr. Grainger, from the Committee on Banks—

An act to incorporate the Louisville Insurance and Banking Company.

With amendments to the last four named bills.

Which amendments were concurred in.

Ordered, That said bills, the last four as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gorin, from the Committee on the Codes of Practice, to whom was referred a bill from the House of Representatives, entitled

An act to amend chapter 1, title 15, Civil Code of Practice,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

The Senate took up for consideration the reconsideration of a vote heretofore moved by which the Senate disagreed to the passage of a bill which originated in the House of Representatives, entitled

An act to reduce into one the several acts concerning the town of Perryville, in Boyle county.

And the question being taken on reconsidering said vote, it was decided in the negative.

Mr. Wright moved the reconsideration of a vote by which the Senate on yesterday passed a bill, which originated in the House of Representative, entitled

An act incorporating the Logan County turnpike company.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

Ordered, That said bill be recommitted to the Committee on the Judiciary.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend the charter of the Citizens' Bank of Louisville.

Which amendment was twice read and concurred in.

The hour having arrived—12 o'clock, M.—for the execution of the joint order of the day, the election of United States Senator for six years from the 4th day of March next,

On motion of Mr. Bruner,

Ordered, That a committee be appointed to inform the House of Representatives that the Senate were now ready to proceed to the execution of said joint order.

Whereupon Messrs. Bruner and Wm. Johnson were appointed said committee.

A message was received from the House of Representatives, announcing that they, too, were now ready to proceed to the execution of the joint order of the day, the election of United States Senator.

The Speaker announced that nominations for the office of Senator were now in order.

Mr. Wright nominated for said office Hon. Garrett Davis.

Mr. Cosby nominated for said office Hon. L. W. Powell.

Mr. Cook nominated for said office Hon. W. H. Randall.

Mr. Stone nominated for said office Hon. Elijah Hise.

The vote was then taken, which stood thus:

Those who voted for Mr. Davis, were—

William S. Botts,	W. W. McKenzie,	H. Thompson,
John B. Bruner,	George C. Riffe,	C. T. Worthington,
F. L. Cleveland,	Philip Swigert,	George Wright—10.
W. C. Halbert,		

Those who voted for Mr. Randall, were—

R. T. Baker,	O. P. Johnson,	Elijah Patrick,
Tho. P. Cardwell,	Henry C. Lilly,	John A. Prall,
Milton J. Cook,	J. D. Landrum,	W. J. Worthington—11.
W. H. Grainger,	John W. F. Parker,	

Those who voted for Mr. Harding, were—

Joseph H. Chandler, James Harrison, I. C. Winfrey—4.
James W. Gorin,

Those who voted for Mr. Powell, were—

J. M. Bigger. A. D. Cosby, John L. Helm,
John G. Carlisle, Evan M. Garriott, Wm. Johnson—8.
Thos. B. Cochran, T. W. Hammond,

For Mr. Hise—B. W. Stone.

Mr. Cook then withdrew the nomination of Mr. Randall, and Mr. Baker nominated Hon. John A. Prall.

A second vote was then taken, which stood thus:

Those who voted for Mr. Davis, were—

Wm. S. Botts, James Harrison, Harrison Thompson,
John B. Bruner, W. W. McKenzie, C. T. Worthington,
F. L. Cleveland, George C. Riffe, George Wright—11.
W. C. Halbert, Philip Swigert,

Those who voted for Mr. Harding, were—

Joseph H. Chandler, James W. Gorin, I. C. Winfrey—3.

Those who voted for Mr. Powell, were—

J. M. Bigger, A. D. Cosby, John L. Helm,
John G. Carlisle, Evan M. Garriott, Wm. Johnson—8.
Thos. B. Cochran, T. W. Hammond,

For Mr. Hise—B. W. Stone.

Those who voted for Mr. Prall, were—

R. T. Baker, O. P. Johnson, John W. F. Parker,
Thos. P. Cardwell, Henry C. Lilly, Elijah Patrick,
Milton J. Cook, J. D. Landrum, W. J. Worthington—10.
Wm. H. Grainger,

A third vote was taken, which stood thus:

Those who voted for Mr. Davis, were—

Wm. S. Botts, T. W. Hammond, Philip Swigert,
John B. Bruner, James Harrison, Harrison Thompson,
F. L. Cleveland, W. W. McKenzie, C. T. Worthington,
W. C. Halbert, Geo. C. Riffe, George Wright—12.

Those who voted for Mr. Harding, were—

Joseph H. Chandler, James W. Gorin, I. C. Winfrey—3.

Those who voted for Mr. Powell, were—

J. M. Bigger, A. D. Cosby, John L. Helm,
John G. Carlisle, Evan M. Garriot, Wm. Johnson—7.
Thos. B. Cochran,

For Mr. Hise—B. W. Stone.

Those who voted for Mr. Prall, were—

R. T. Baker,	O. P. Johnson,	John W. F. Parker,
Thos. P. Cardwell,	Henry C. Lilly,	Elijah Patrick,
Milton J. Cook,	J. D. Landrum,	W. J. Worthington—10.
Wm. H. Grainger,		

On motion of Mr. Bruner,

Ordered, That further balloting be postponed until to-morrow at 12 o'clock, M.

The Senate then took up for consideration the series of resolutions heretofore offered by Mr. Helm.

Ordered, That the further consideration of said resolutions be postponed and made the special order of the day for to-morrow at 10½ o'clock, A. M.

And then the Senate adjourned.

WEDNESDAY, JANUARY 16, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act for the benefit of P. Palmer, late sheriff of Marshall county.

An act to increase the jurisdiction of the presiding judge of the county court of Fayette.

An act to amend an act, entitled "An act for the benefit of W. W. Holland," approved February 13, 1866.

An act to create a Board of Commissioners of the Sinking Fund of Bracken county.

An act legalizing the proceedings of the court of claims for Nelson county, had at its October term, 1866.

An act for the benefit of D. B. Moore, sheriff of Taylor county.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act to establish an additional voting place in the Canton precinct, in Trigg county.

2. An act establishing additional voting places in Christian county.

3. An act to continue in force an act approved February 25th, 1865, concerning surveyors' fees.

4. An act conferring civil jurisdiction on the police judge of Lovelaceville, in Ballard county.

5. An act for the benefit of Thos. J. Puryear, late sheriff of Graves county.

6. An act for the benefit of G. S. Jones, sheriff of Marshall county.

7. An act for the benefit of Mrs. Z. Rodman, administratrix of John Rodman, deceased.

8. An act to amend an act for the benefit of Garrard county.

9. An act for the benefit of L. A. Smithwick, late clerk of Monroe county.

10. An act to fix the time of holding the Hart county quarterly courts.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 2d to the Committee on Privileges and Elections; the 3d, 5th, 6th, and 9th to the Committee on Finance; the 4th, 7th, and 8th to the Committee on Revised Statutes, and the 10th to the Committee on County Courts.

The following bills were also reported from the several committees directed to prepare and bring in the same, viz:

By Mr. J. D. Landrum, from the Committee on Education—

A bill to legalize the sale of lot No. 50, in the town of Mayfield, and for other purposes.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to repeal the charter of the Nashville and Rowena Coal and Lumber Company.

By same—

A bill to charter the Louisville and Black Hawk Colorado Mining Company.

By Mr. Bigger, from the same committee—

A bill to incorporate the People's Fire and Marine Insurance Company of Paducah, Kentucky.

By Mr. Carlisle, from the Committee on Internal Improvement—

A bill to incorporate the Benedictine Society of the St. Joseph's Church at Covington.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bigger, from the Committee on the Judiciary, reported a bill to tax income on United States bonds.

Which bill was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be the duty of the assessors of property for taxation for revenue to require of each tax-payer to state, on oath, what income he or she derives annually from interest paid on bonds issued by the Government of the United States owned by said tax-payer, or held by him or her in trust for another or in any fiduciary capacity. The sums so listed shall be set down in a separate column under a head "Income from United States Bonds."

§ 2. *Be it further enacted*, That there is hereby assessed a tax on the gross amount of such income five per cent., which shall be collected by the sheriff or other collecting officer of revenue, who shall account for and pay over the same as other revenue, specifically stating the sum collected from that source, which sum shall be set apart and placed on deposit in any bank, on terms as to interest, to be held subject to the future action of the Legislature.

§ 3. This act to be in force from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Baker and Carlisle, were as follows, to-wit:

Those who voted in the affirmative, were—

J. M. Bigger,	Evan M. Garriott,	George C. Riffe,
Wm. S. Botts,	W. C. Halbert,	B. W. Stone,
John B. Bruner,	T. W. Hammond,	Philip Swigert,
John G. Carlisle,	James Harrison,	Harrison Thompson,
Joseph H. Chandler,	John L. Helm,	I. C. Winfrey,
F. L. Cleveland,	Wm. Johnson,	C. T. Worthington,
Thos. B. Cochran,	W. W. McKenzie,	George Wright—22.
A. D. Cosby,		

Those who voted in the negative, were—

R. T. Baker,	Wm. H. Grainger,	John W. F. Parker,
Tho. P. Cardwell,	O. P. Johnson,	Elijah Patrick,
Milton J. Cook,	Henry C. Lilly,	John A. Prall,
James W. Gorin,	J. D. Landrum,	W. J. Worthington—12.

Resolved, That the title of said bill be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Wright, from the Committee on Agriculture and Manufactures—

An act to incorporate the Fulton County Agricultural Society.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Jefferson Transportation Company.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to authorize the voters of Mercer county to vote on the levy of a tax for railroad and turnpike purposes.

With amendments to the last two named bills.

Which were concurred in.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gorin, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to regulate the sales of tobacco in the city of Louisville,

Reported the same without amendment.

Mr. Wright then moved to amend said bill.

Ordered, That the further consideration of said bill and proposed amendment be postponed and made the special order of the day for Monday next at 11 o'clock, A. M.

Mr. Cook, from a select committee, made the following report, viz:

[*For report—see Legislative Document No. 7.*]

Ordered, That the Public Printer print 150 copies of said report, and that it be made the special order of the day for Friday next at 10½ o'clock, A. M.

A message was received from the Governor by Mr. VanWinkle, Secretary of State, announcing that the Governor had approved and

signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to charter the Metropolitan Bank of Louisville.

An act to amend the charter of the Hope Insurance Company.

An act to increase the jurisdiction of the Jefferson court of common pleas.

An act to amend the charter of the Farmers' Bank of Kentucky.

An act to change the time of holding the quarterly courts in McCracken county.

An act for the benefit of Joseph H. and John Harrison, free persons of color.

An act for the benefit of George W. Kouns, of Boyd county.

An act for the benefit of J. C. Calhoun, sheriff of McCracken county.

The Senate took up for consideration a bill for the benefit of Grigsby & Robinson.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend the 10th article of the charter of the city of Louisville.

Mr. Harrison moved to amend the amendment proposed by the House of Representatives.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on concurring in the amendment of the House of Representatives as amended, and it was decided in the affirmative.

Leave was given to bring in the following bills, to-wit:

On motion of Mr. Botts—

1. A bill to amend and reduce into one the several acts to incorporate the town of Flemingsburg.

On motion of same—

2. A bill to incorporate the Poplar Plains and Plummer's Mill turnpike road company.

On motion of same—

3. A bill to amend an act, entitled "An act to incorporate the Hillsboro and Wyoming turnpike road company."

On motion of Mr. Harrison—

4. A bill to charter the Improvement Company.

On motion of same—

5. A bill to regulate turnpike and plank roads in the county of Jefferson.

On motion of same—

6. A bill to charter the Louisville and Greenland railway company.

On motion of Mr. Chandler—

7. A bill for the benefit of the sureties of J. B. McWhorter, of Taylor county.

On motion of Mr. Swigert—

8. A bill to incorporate the Parker road company of Henry county.

On motion of Mr. Lilly—

9. A bill to authorize the county court of Estill to levy an ad valoren tax for road purposes.

On motion of Mr. Bruner—

10. A bill to incorporate the Bulyville Lodge, No. 228, Ancient York Masons.

Ordered, That the Committee on the Judiciary prepare and bring in the 1st, 4th, 5th, 6th, and 8th; the Committee on Internal Improvement the 2d and 3d; the Committee on Finance the 7th; the Committee on County Courts the 9th, and the Committee on Revised Statutes the 10th.

The Senate took up for consideration the series of resolutions heretofore introduced by Mr. Helm.

Ordered, That the further consideration of said resolutions be postponed until to-morrow at 10½ o'clock, A. M.

At 12 o'clock, M., a message was received from the House of Representatives, announcing that they were now ready to proceed to the execution of the joint order of the day, the election of United States Senator.

On motion of Mr. Bruner, the Senate, in pursuance of act passed at the present session of the General Assembly regulating the mode of election of United States Senator, repaired to the Hall of the House of Representatives.

The Journals of the two Houses of yesterday having been read, it was ascertained that no one had received a majority of all the votes

taken—there being present and voting a majority of all the members elected to both Houses of this General Assembly. The joint assembly then proceeded with said election.

Mr. Cook withdrew the nomination of Hon. W. H. Randall.

Mr. Cochran then nominated the Hon. L. W. Powell as a suitable person to fill said office.

Mr. Baker nominated Hon. John A. Prall.

Mr. Wright nominated Hon. Garrett Davis.

Mr. Chandler nominated Hon. A. Harding.

Mr. Lyon nominated Hon. Elijah Hise.

And on taking the vote, it stood thus:

Those who voted for Mr. Davis, were—

William S. Botts,	Mr. SPEAKER (Taylor),	A. J. Mershon,
John B. Bruner,	Joshua F. Bell,	Geo. Poindexter,
F. L. Cleveland,	B. F. Buckner,	Joseph B. Read,
W. C. Halbert,	Benj. F. Cockrill,	W. H. Reynolds,
James Harrison,	W. G. Connor,	Jesse H. Rodman,
W. W. McKenzie,	Robert T. Davis,	Isaac C. Vanmeter,
George C. Rifle,	William Fisher,	Thomas W. Varnon,
Philip Swigert,	James Harlan, jr.,	Isaac N. Webb,
Harrison Thompson,	Urban E. Kennedy,	M. J. Williams,
C. T. Worthington,	B. D. Lacy,	Bryan R. Young—32.
George Wright,	John F. McMillan,	

Those who voted for Mr. Powell, were—

J. M. Bigger	W. P. D. Bush,	J. D. Lillard,
John G. Carlisle,	Isaac Calhoon,	John B. McDowell,
Thos. B. Cochran,	Wm. L. Conklin,	Milton McGrew,
A. D. Cosby,	Thomas H. Corbett,	Henry D. McHenry,
Evan M. Garriott,	James M. Corbin,	Hugh Newell,
T. W. Hammond,	Wm. H. Covington,	John W. Oglevie,
John L. Helm,	Joseph W. Davis,	George M. Priest,
Wm. Johnson,	W. P. Duvall,	Fenton Sims,
Charles Alexander,	James P. Ford,	Theodore Thompson,
Richard Bell,	Chas. S. Green,	Josiah Veech,
Willis R. Bradley,	J. R. Hewlett,	A. H. Willingham,
Wm. A. Brann,	R. C. Hudson,	J. B. Woolfolk,
James Brien,	J. Fry Lawrence,	Haydon S. Wright—39.

Those who voted for Mr. Harding, were—

Jos. H. Chandler,	John Draffin,	W. J. Lusk,
James W. Gorin,	John J. Gatewood,	J. A. Rousseau,
I. C. Winfrey,	H. G. Harris,	John R. Thomas,
Geo. W. Carlisle,	James R. Hindman,	Frank L. Wolford,
Chas. R. Craycroft,	Wm. S. Hodges,	James Wood—15.

Those who voted for Mr. Prall, were—

R. T. Baker,	D. J. Burchett,	Lewis Myers,
Thomas P. Cardwell,	D. R. Carr,	Reuben Patrick,

Milton J. Cook, U. P. Degman, J. C. Patten,
William H. Grainger, Charles B. Faris, John H. Reynolds,
O. P. Johnson, James W. Finnie, John B. Riggs,
Henry C. Lilly, J. W. Gault, M. J. Roark,
J. D. Landrum, John M. Gray, John D. Russell,
John W. F. Parker, L. M. Haslip, B. F. Shephard,
Elijah Patrick, Jacob Hawthorn, J. D. Shutt,
W. J. Worthington, B. W. S. Huffaker, H. G. Van Seggern,
J. M. Armstrong, Moses B. Lacy, Jackson Veatch,
Elijah C. Baker, Wm. McDaniel, Geo. H. Whitten,
Martin Bijur, Wm. J. Moores, John A. Yandall—40.
P. H. C. Bruce,

Those who voted for Mr. Hise, were—

B. W. Stone, P. A. Lyon, B. F. Trabue—5.
W. H. Gardner, P. J. Potter,

No one in nomination having received a majority of all the votes cast—there being a majority of all the members elected to each House present and voting—the joint assembly then, on motion, proceeded to take another vote, which stood thus:

Those who voted for Mr. Davis, were—

Wm. S. Botts, Mr. SPEAKER (Taylor), John F. McMillan,
John B. Bruner, Joshua F. Bell, A. J. Mershon,
F. L. Cleveland, B. F. Buckner, Geo. Poindexter,
W C. Halbert, B. F. Cockrill, Jos. B. Read,
James Harrison, W. G. Connor, Wm. H. Reynolds,
W. W. McKenzie, Robert T. Davis, Jesse H. Rodman,
George C. Riffe, William Fisher, Isaac C. Vanmeter,
Philip Swigert, James Harlan, jr., Thomas W. Varnon,
H. Thompson, H. G. Harris, Isaac N. Webb,
C. T. Worthington, Urban E. Kennedy, M. J. Williams,
George Wright, B. D. Lacy, Bryan R. Young—33.

Those who voted for Mr. Powell, were—

J. M. Bigger, W. P. D. Bush, J. D. Lillard,
John G. Carlisle, Isaac Calhoon, John B. McDowell,
Thos. B. Cochran, Wm. L. Conklin, Milton McGrew,
A. D. Cosby, Thomas H. Corbett, Henry D. McHenry,
Evan M. Garriott, James M. Corbin, Hugh Newell,
T. W. Hammond, Wm. H. Covington, John W. Oglevie,
John L. Helm, Joseph W. Davis, George M. Priest,
Wm. Johnson, W. P. Duvall, Fenton Sims,
Charles Alexander, James P. Ford, Theodore Thompson,
Richard Bell, Chas. S. Green, Josiah Veech,
Willis R. Bradley, J. R. Hewlett, A. H. Willingham,
Wm. A. Brann, R. C. Hudson, Jos. B. Woolfolk,
James Brien, J. Fry Lawrence, H. S. Wright—39.

Those who voted for Mr. Harding, were—

Jos. H. Chandler, John J. Gatewood, J. A. Rousseau,
James W. Gorin, James R. Hindman, John R. Thomas,

Geo. W. Carlisle, Wm. S. Hodges, Frank L. Wolford,
Chas. R. Craycroft, W. J. Lusk, James Wood—13.
John Draffin,

Those who voted for Mr. Prall, were—

R. T. Baker, D. J. Burchett, Lewis Myers,
T. P. Cardwell, D. R. Carr, Reuben Patrick,
Milton J. Cook, U. P. Degman, J. C. Patten,
Wm. H. Grainger, Chas. B. Faris, John H. Reynolds,
O. P. Johnson, James W. Finnie, John B. Riggs,
Henry C. Lilly, J. W. Gault, M. J. Roark,
J. D. Landrum, John M. Gray, John D. Russell,
John W. F. Parker, L. M. Haslip, B. F. Shephard,
Elijah Patrick, Jacob Hawthorn, J. D. Shutt,
W. J. Worthington, B. W. S. Huffaker, H. G. Van Seggern,
J. M. Armstrong, Moses B. Lacy, Jackson Veatch,
Elijah C. Baker, Wm. McDaniel, George H. Whitten,
Martin Bijur, Wm. J. Moores, John A. Yandell—40.
P. H. C. Bruce,

Those who voted for Mr. Hise, were—

B. W. Stone, W. H. Gardner, P. J. Potter,
I. C. Winfrey, P. A. Lyon, B. F. Trabue—6.

On motion, the joint assembly was dissolved until to-morrow at 12 o'clock, M.

THURSDAY, JANUARY 17, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act to amend the charter of the Beargrass railway company.

An act to charter the Falls City Wooden Ware Manufacturing Company.

An act to incorporate the United Baptist Church at Fountain Run, Monroe county, Kentucky.

An act to amend an act, entitled "An act to amend the charter of the town of Columbia."

An act to change the name of the Greasy Creek and Poplar Mountain Coal, Oil, Manufacturing, Lumber, and Transportation Company.

An act to authorize the county court of Barren county to subscribe for stock for and in behalf of Barren county, in the Barren County railroad.

An act to charter the Jefferson Ferry Company.

An act to amend chapter 99, Revised Statutes, title "Taverns and Tippling-houses."

With an amendment to the last named bill.

That they had passed bills and adopted resolutions of the following titles, viz:

1. An act to amend the laws in relation to shooting on the Sabbath day.

2. An act for the benefit of M. W. Galloway, of Graves county.

3. An act to incorporate the Lexington Library Company.

4. An act allowing the Warren county court to convey the public square in Bowling Green and purchase a court-house lot of T. B. Gorin.

5. An act for the benefit of the heirs of John Wilson, deceased.

6. An act authorizing the police judge of the town of Litchfield to appoint a town marshal.

7. An act amending an act to punish certain trespasses in Jefferson, Scott, Mason, Kenton, Campbell, and Woodford counties, approved December 23, 1861, and extending its provisions to Henry, Bourbon, and Franklin counties.

8. An act to repeal so much of an act for the benefit of the towns of Scottsville and Franklin, approved January 27, 1863, as applies to Scottsville.

9. An act to incorporate the town of Allensville Station, in Todd county.

10. An act to incorporate the Louisville Wooden Ware Manufacturing Company.

11. An act to amend the charter of the Bowling Green Manufacturing Company.

12. An act for the benefit of G. W. Goodrum, late sheriff of Marion county.

13. An act to incorporate the Board of Education of the Louisville Annual Conference of the Methodist Episcopal Church, South.

14. An act to reduce into one the several acts concerning the town of Perryville, in Boyle county,

15. Resolution in relation to the gold medals awarded to James Artus and others.

16. Resolution in regard to the call of the yeas and nays in the passage of bills appropriating money.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 6th, 7th, 8th, and 9th to the Committee on Revised Statutes; the 2d and 15th to the Committee on Finance; the 3d and 13th to the Committee on Education; the 4th to the Committee on County Courts; the 5th, 10th, and 11th to the Committee on the Judiciary; the 12th to the Committee on Finance, and the 14th and 16th were placed in the orders of the day.

A message was also received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to a bill from the House of Representatives, entitled

An act to incorporate the Louisville railway company.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Masonic Widows' and Orphans' Home and Infirmary of the city of Louisville.

An act to amend the charter of the Lexington and Big Sandy railroad company.

An act for the benefit of St. Peter's Episcopal Church, Paris.

An act to incorporate Neatsville Lodge, No. 192, of Free and Accepted Masons.

An act to amend an act, entitled "An act to amend the penal laws," approved August 28th, 1862.

An act to authorize the voters in certain districts of Boyle county to vote on the levy of a tax for railroad purposes.

An act authorizing the county court of Washington county to issue bonds or borrow money to build a new jail.

An act to increase the number of juridical days of the Owen circuit court.

An act to regulate the time and manner for holding elections for Senators in Congress.

An act to change the time of holding the county court, the quarterly court, and court of claims, in and for Madison county.

An act to change the State road from Weston to Hopkinsville.

An act for the benefit of the Simpson county court.

An act to amend an act, entitled "An act for the benefit of Caldwell county," approved February 2d, 1866.

An act to incorporate the M. J. Williams Lodge, No. 409, of Free and Accepted Masons.

An act to incorporate St. Peter's Episcopal Church, Paris.

An act to incorporate Christ's Church in Elizabethtown, Hardin county.

An act to change the boundary of the town of Winchester.

An act for the benefit of the Mt. Gilead and Steele's Ford turnpike road company.

An act to amend the charter of the Southern Mutual Life Insurance Company of Kentucky.

An act to incorporate the Board of Education of the Kentucky Annual Conference of the Methodist Episcopal Church.

An act to change the place of voting in the Glade precinct, in Madison county.

Resolution appointing a joint committee to investigate the subject of railroads in this Commonwealth.

Messrs. Harrison and Gorin were appointed a committee in relation to the erection of a house of refuge.

On motion, Mr. Dudley was relieved from further service on the Committee on Privileges and Elections.

On motion, Messrs. J. D. Landrum and Cosby were added to the committee on a resolution in relation to dental surgery.

A message in writing was received from the Governor by Mr. Van-Winkle.

On motion of Mr. Harrison, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of a bill from the House of Representatives, entitled

An act to repeal an act to amend the Hope Insurance Company of Louisville.

After a short time, said bill was handed in at the Clerk's desk.

A message was also sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill which originated in the House of Representatives, entitled

An act to incorporate the Merchants' Insurance Company of Louisville.

After a short time, said bill was handed in at the Clerk's desk.

Said bills were then taken up and the votes reconsidered by which the first was disagreed to and the second passed.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Garriott, from the Committee on Propositions and Grievances—

An act making Sharon Grove the voting place in Mt. Sharon district, in Todd county.

By same—

An act making the Allensville Depot the voting place in the Allensville precinct, in Todd county.

By same—

An act to change the voting precinct in district No. 6, Crittenden county.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the Harrod's Creek and Sand Hill turnpike road company.

By same—

An act to repeal sections 1 and 2 of an act, entitled "An act concerning the police judge and town marshal of Greenville," approved February 13th, 1858.

By same—

An act to incorporate the Kentucky Lumber Company.

By same—

An act to incorporate Powhattan Stamm, No. 80, U. O. R. M.

By same—

An act to incorporate Herman Lodge, No. 137, A. D. O. H.

By Mr. Harrison, from the Committee on the Judiciary—

An act to amend the charter of the Jefferson railway company, approved January 11th, 1867.

By Mr. Garriott, from the Committee on Propositions and Grievances—

An act to change the line between Jeffersonville and Levee precincts.

By Mr. Bruner, from the Committee on the Revised Statutes—

An act to amend and reduce into one all previous acts incorporating the town of Owenton, in Owen county.

With amendments to the last two named bills.

Which were concurred in.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Garriott, from the Committee on Propositions and Grievances, to whom had been referred a bill from the House of Representatives, entitled.

An act to lay off Jefferson county into magistrates' districts,

Reported the same without amendment.

Ordered, That the Public Printer print 150 copies of said bill, and that it be placed in the orders of the day.

Leave was given to bring in the following bills, viz:

On motion of Mr. Carlisle—

1. A bill for the benefit of John McKoy, of Covington.

On motion of Mr. Bigger—

2. A bill allowing appeals from county courts to circuit courts from allowances and appropriations made by the county court.

On motion of same—

3. A bill to require each county court in this State to have erected a fire-proof vault or vaults in their respective counties for the protection of the public records of the Commonwealth.

On motion of same—

4. A bill to require all public property of this Commonwealth to be insured.

On motion of same—

5. A bill for the benefit of school district No. 26, in McCracken county.

On motion of same—

6. A bill to repeal the 27th section of the act to amend the city charter of Paducah, approved February 22d, 1864, and amend said section.

On motion of Mr. Swigert—

7. A bill to incorporate the Kentucky Capital Lead Mining and Smelting Company.

On motion of same—

8. A bill to incorporate the Bramlette Mining and Smelting Company.

On motion of Mr. Bruner—

9. A bill to amend the charter of the Crescent Mining Company.

On motion of Mr. Dudley—

10. A bill to incorporate Covenant Lodge, No. 22, Independent Order of Odd Fellows.

On motion of Mr. Riffe—

11. A bill to amend the charter of the town of Hustonville, Lincoln county.

On motion of Mr. Wm. Johnson—

12. A bill for the benefit of Daniel Hurley, of Larue county.

On motion of Mr. Cleveland—

13. A bill to authorize the purchase of a steam fire-engine for the protection of the public property in Frankfort.

On motion of Mr. J. D. Landrum—

14. A bill to amend an act, entitled "An act to amend section 4, article 3, chapter 17, of the Revised Statutes," approved August 22d, 1862.

On motion of Mr. Botts—

15. A bill to change the time of holding the Rowan circuit court.

The Committee on Finance were directed to prepare and bring in the 1st; the Committee on the Judiciary the 2d, 3d, 4th, 6th, 7th, 8th, and 10th; the Committee on Education the 5th; the Committee on Revised Statutes the 9th, 11th, and 14th; the Committee on Circuit Courts the 12th and 15th, and the Committee on Public Buildings the 13th.

Mr. Cochran moved the following resolution, viz:

Resolved, That the Committee on Privileges and Elections be instructed to consider what amendments are needed to the election laws of this Commonwealth, and that they report by bill or otherwise.

Which was adopted.

Mr. Harrison presented the petition of the Trades Assembly of Louisville.

Which was received, the reading dispensed with, and referred to the Committee on Agriculture and Manufactures.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined sundry enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Addison Branch Mining and Manufacturing Company.

An act to incorporate the Liberty Cumberland Presbyterian Church, in Caldwell county.

An act for the benefit of the county of Morgan.

An act to incorporate the Traders' Bank.

An act changing the time of holding the county and quarterly courts of Magoffin county.

An act to legalize certain acts of the Mercer county court.

An act for the benefit of B. W. Cleaver, late sheriff of Grayson county.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act, entitled "An act to amend the charter of the Citizens' Bank of Louisville."

An act to incorporate the Kentucky and New York Lead Mining and Manufacturing Company.

An act to amend an act, entitled "An act to incorporate the Eureka Petroleum, Mining, and Manufacturing Company," approved February 22d, 1865.

An act to charter the Phœnix Manufacturing Company of Louisville.

An act to incorporate Landmark Lodge, No. 41, Ancient York Masons, of Versailles, Kentucky.

An act empowering Taylor county to issue bonds, &c.

An act to incorporate the Falls City Southern Park Association.

An act to charter the St. Joseph Industrial School of Louisville.

An act to enlarge the Fisherville justices' district, in Jefferson county.

An act to change the voting place in South America district, Whitley county.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

The Senate took up for consideration the series of resolutions heretofore introduced by Mr. Helm.

Ordered, That the further consideration of said resolutions be postponed and made the special order of the day for to-morrow at 10½ o'clock, A. M.

In pursuance of adjournment, the two Houses, at 12 o'clock, M., met in the Hall of the House of Representatives for the purpose of

executing the joint order of the day, the election of United States Senator.

The body having been called to order and the Journals of the proceedings of yesterday having been read, the Presiding Officer of the body announced that, as no one had on yesterday received a majority of all the votes cast, they would now proceed to take another vote.

Mr. Lyon withdrew the nomination of Hon. Elijah Hise.

The vote was then been taken, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger	Isaac Calhoon,	John B. McDowell,
John G. Carlisle,	Wm. L. Conklin,	Milton McGrew,
Thos. B. Cochran,	Thomas H. Corbett,	Henry D. McHenry,
A. D. Cosby,	James M. Corbin,	Hugh Newell,
Evan M. Garriott,	Wm. H. Covington,	John W. Oglevie,
T. W. Hammond,	Joseph W. Davis,	George M. Priest,
John L. Helm,	W. P. Duvall,	Fenton Sims,
Wm. Johnson,	James P. Ford,	Theodore Thompson,
Charles Alexander,	Chas. S. Green,	B. F. Trabue,
Richard Bell,	J. R. Hewlett,	Josiah Veech,
Willis R. Bradley,	R. C. Hudson,	A. H. Willingham,
James Brien,	J. Fry Lawrence,	J. B. Woolfolk,
W. P. D. Bush,	J. D. Lillard,	Haydon S. Wright—39.

Those who voted for Mr. Harding, were—

Jos. H. Chandler,	John Draffin,	W. E. Parrott,
Wm. A. Dudley,	W. H. Gardner,	P. J. Potter,
James W. Gorin,	John J. Gatewood,	J. A. Rousseau,
B. W. Stone,	James R. Hindman,	John R. Thomas,
I. C. Winfrey,	Wm. S. Hodges,	Frank L. Wolford,
Geo. W. Carlisle,	W. J. Lusk,	James Wood—20.
Chas. R. Craycroft,	P. A. Lyon,	

Those who voted for Mr. Prall, were—

R. T. Baker,	D. J. Burchett,	Lewis Myers,
Thomas P. Cardwell,	D. R. Carr,	Reuben Patrick,
Milton J. Cook,	U. P. Degman,	J. C. Patten,
William H. Grainger,	Charles B. Faris,	John H. Reynolds,
O. P. Johnson,	James W. Finnie,	John B. Riggs,
Henry C. Lilly,	J. W. Gault,	M. J. Roark,
J. D. Landrum,	John M. Gray,	John D. Russell,
John W. F. Parker,	L. M. Haslip,	B. F. Shephard,
Elijah Patrick,	Jacob Hawthorn,	J. D. Shutt,
W. J. Worthington,	B. W. S. Huffaker,	H. G. Van Seggern,
J. M. Armstrong,	Moses B. Lacey,	Jackson Veatch,
Elijah C. Baker,	Wm. McDaniel,	Geo. H. Whitten,
Martin Bijur,	Wm. J. Moores,	John A. Yandall—40.
P. H. C. Bruce,		

Those who voted for Mr. Davis, were—

William S. Botts,	Mr. SPEAKER (Taylor),	John F. McMillan,
John B. Bruner,	Joshua F. Bell,	A. J. Mershon,
F. L. Cleveland,	Wm. A. Brann,	Geo. Poindexter,
W. C. Halbert,	B. F. Buckner,	Joseph B. Read,
James Harrison,	Benj. F. Cockrill,	W. H. Reynolds,
W. W. McKenzie,	W. G. Connor,	Jesse H. Rodman,
George C. Riffe,	Robert T. Davis,	Isaac C. Vanmeter,
Philip Swigert,	William Fisher,	Thomas W. Varnon,
Harrison Thompson,	James Harlan, jr.,	Isaac N. Webb,
C. T. Worthington,	Urban E. Kennedy,	M. J. Williams,
George Wright,	B. D. Lacy,	Bryan R. Young—33.

On motion, the joint assembly was again dissolved until 12 o'clock, M., on to-morrow.

FRIDAY, JANUARY 18, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act to amend the charter of the Louisville and Frankfort and Lexington and Frankfort railroad company.

An act for the benefit of Grigsby & Robinson.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. Bruner, from the Committee on Revised Statutes—

An act concerning the police judge and town marshal of Madisonville.

By same—

An act conferring civil jurisdiction on the police judge of Lovelaceville, in Ballard county.

By same—

An act to revive and amend an act incorporating the town of Nebo, in Hopkins county.

By same—

An act to amend an act for the benefit of Garrard county.

By same—

An act to amend an act to incorporate the town of Demossville, in Pendleton county.

By same—

An act to incorporate the town of Woodville, in the counties of Ballard and McCracken.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Seventh-street Market-house in the city of Louisville.

With amendments to the last two named bills.

Which were concurred in.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bruner, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Mrs. Z. Rodman, administratrix of John Rodman, deceased,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruner, from the Committee on Revised Statutes—

1. A bill to incorporate the town of Williamsburg, in Whitley county.

By Mr. Carlisle, from the same committee—

2. A bill to amend an act, entitled "An act to establish a criminal court in the 9th judicial district.

By Mr. Harrison, from the Committee on the Judiciary—

3. A bill to charter the Louisville and Greenland railway company.

By same—

4. A bill to charter the National turnpike road company.

By same—

5. A bill to charter the Improvement Company.

By same—

6. A bill to establish the boundaries and taxable limits of the city of Louisville.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 1st, 2d, 3d, 4th, and 5th be engrossed and read a third time, and that the 6th be printed and placed in the orders of the day.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. N. R. Black appeared and took his seat upon the floor of the Senate.

Mr. Dudley asked to be relieved from further service on the Committee on Corporations.

Which was granted.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Falls City Southern Park Association.

An act to charter the Phœnix Manufacturing Company of Louisville.

An act to incorporate Landmark Lodge, No. 41, Ancient York Masons, of Versailles, Kentucky.

An act to amend an act, entitled "An act to incorporate the Eureka Petroleum, Mining, and Manufacturing Company," approved February 22d, 1865.

An act to charter the St. Joseph Industrial School, of Louisville.

An act to amend an act to amend the charter of the Citizens' Bank of Kentucky.

An act to change the voting place in South America district, in Whitley county.

An act to enlarge the Fisherville justices' district in Jefferson county

An act empowering the Taylor county court to issue bonds, and to levy an additional tax to pay the same.

An act to incorporate the Kentucky and New York Lead Mining and Manufacturing Company.

The Speaker laid before the Senate the report of the Quarter-Master General of the State.

Also, the report of C. D. Pennebaker, Agent for the State at Washington.

[*For reports—see Legislative Documents Nos.* 9 *and* 8.]

Ordered, That the Public Printer print 150 copies of each of said reports for the use of the Senate.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined sundry enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Bourbon and Fayette turnpike road company.

An act to change the time of holding the Clinton circuit court.

An act for the benefit of Lovelaceville, in Ballard county.

An act to authorize the Baptist Church at Oakland, Gallatin county, to convey real estate.

An act to amend the charter of the Twelve Mile turnpike company, approved March 1st, 1854.

An act to increase the county levy of Laurel county.

An act to change the time of holding the court of claims for Bracken county.

An act for the benefit of the police judge of the town of Bowling Green.

An act to authorize the Bracken county court to sell the poor-house and farm in said county.

An act fixing the compensation of assessors under article 6, chapter 83, Revised Statutes

An act to repeal the laws giving power to the trustees of Lawrenceburg to grant coffee-house license in said town.

An act to incorporate the African Cemetery Company of Bourbon county.

An act to incorporate the Second German Protestant Benevolent Society of the city of Louisville.

An act to incorporate the Fulton County Agricultural Society.

An act to amend the charter of the Jefferson railway company, approved January 11th, 1867.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of P. Palmer, late sheriff of Marshall county.

An act to increase the jurisdiction of the presiding judge of the county court of Fayette.

An act to amend an act, entitled "An act for the benefit of M. W. Holland," approved February 13, 1866.

An act to create a Board of Commissioners of the Sinking Fund of Bracken county.

An act legalizing the proceedings of the court of claims for Nelson county, had at its October term, 1866.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Leave was given to bring in the following bills, to-wit:

On motion of Mr. Botts—

1. A bill to incorporate the Mill Creek turnpike road company.

On motion of Mr. J. D. Landrum—

2. A bill to protect the citizens of this Commonwealth against quacks and ignorant pretenders in the practice of medicine and surgery.

On motion of Mr. Bigger—

3. A bill for the benefit of J. R. Trout, jailer of Marshall county.

On motion of Mr. Winfrey—

4. A bill for the benefit of school district No. 20, in Cumberland county.

On motion of Mr. Dudley—

5. A bill making an appropriation for purchasing additional grounds and the erection of additional buildings at the Eastern Lunatic Asylum, at Lexington.

On motion of Mr. Patrick—

6. A bill for the benefit of G. Trafton.

On motion of Mr. Cleveland—

7. A bill to amend the charter of the city of Cynthiana.

The Committee on Internal Improvement were directed to prepare and bring in the 1st; Messrs. Parker, Stone, Cosby, and J. D. Landrum the 2d; the Committee on the Judiciary the 3d; the Committee on Education the 4th; the Committee on Finance the 5th and 6th, and the Committee on County Courts the 7th.

Mr. Botts presented the petition of sundry citizens of Tilton, Fleming county, in relation to amending the charter of said town.

Mr. Botts also presented the petition of sundry citizens of Hillsboro, Fleming county, asking the passage of an act chartering a turnpike road from said town to the mouth of Fox's Creek, on Licking river.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on the Judiciary, and the 2d to the Committee on Internal Improvement.

Mr. Thompson moved the following resolution, viz.

Resolved, That 1,000 copies each of the reports of the Superintendents of the Eastern and Western Lunatic Asylums be printed for the use of the respective Asylums.

Which was adopted.

Mr. Harrison, from the Committee on the Judiciary, asked to be discharged from the further consideration of a leave to bring in a bill to regulate turnpike and plank roads in Jefferson county.

Which was granted.

The Senate, according to order, took up for consideration the series of resolutions heretofore introduced by Mr. Helm.

After some discussion had thereon,

Ordered, That the further consideration of said resolutions be postponed and made the special order of the day for to-morrow at 11 o'clock, A. M.

In pursuance of adjournment, the two Houses of the General Assembly met in joint session in the Hall of the House of Representatives—there being present and voting a majority of all the members elected to the General Assembly—and proceeded to the execution of the joint order of the day, the election of United States Senator.

After the reading of the Journals of yesterday of the two Houses,

Mr. Baker withdrew the nomination of Hon. John A. Prall.

Mr. Bijur then nominated the Hon. James Speed.

And on taking the vote, it stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger,	Wm. L. Conklin,	Milton McGrew,
John G. Carlisle,	Thomas H. Corbett,	Henry D. McHenry,
Thos. B. Cochran,	James M. Corbin,	Hugh Newell,
A. D. Cosby,	Wm. H. Covington,	John W. Oglevie,
Evan M. Garriott,	Joseph W. Davis,	George M. Priest,
T. W. Hammond,	W. P. Duvall,	Fenton Sims,
John L. Helm,	James P. Ford,	Theodore Thompson,
Wm. Johnson,	Chas. S. Green,	B. F. Trabue,
Charles Alexander,	J. R. Hewlett,	Isaac C. Vanmeter,

Richard Bell, R. C. Hudson, Josiah Veech,
Willis R. Bradley, J. Fry Lawrence, A. H. Willingham,
James Brien, J. D. Lillard, Jos. B. Woolfolk,
W. P. D. Bush, John B. McDowell, H. S. Wright—40.
Isaac Calhoon,

Those who voted for Mr. Harding, were—

Jos. H. Chandler, John Draffin, P. A. Lyon,
Wm. A. Dudley, W. H. Gardner, W. E. Parrott,
James W. Gorin, John J. Gatewood, P. J. Potter,
B. W. Stone, H. G. Harris, J. A. Rousseau,
I. C. Winfrey, James R. Hindman, John R. Thomas,
Geo. W. Carlisle, Wm. S. Hodges, Frank L. Wolford,
Chas. R. Craycroft, W. J. Lusk, James Wood—21.

Those who voted for Mr. Speed, were—

R. T. Baker, Martin Bijur, Wm. J. Moores,
N. R. Black, P. H. C. Bruce, Lewis Myers,
T. P. Cardwell, D. J. Burchett, Reuben Patrick,
Milton J. Cook, D. R. Carr, J. C. Patten,
Wm. H. Grainger, U. P. Degman, John H. Reynolds,
O. P. Johnson, Chas. B. Faris, John B. Riggs,
Henry C. Lilly, James W. Finnie, M. J. Roark,
J. D. Landrum, J. W. Gault, John D. Russell,
John W. F. Parker, John M. Gray, B. F. Shephard,
Elijah Patrick, L. M. Haslip, J. D. Shutt,
John A. Prall, Jacob Hawthorn, H. G. Van Seggern,
W. J. Worthington, B. W. S. Huffaker, Jackson Veatch,
J. M. Armstrong, Moses B. Lacy, George H. Whitten,
Elijah C. Baker, Wm. McDaniel, John A. Yandell—42.

Those who voted for Mr. Davis, were—

Wm. S. Botts, Mr. SPEAKER (Taylor), John F. McMillan,
John B. Bruner, Joshua F. Bell, A. J. Mershon,
F. L. Cleveland, Wm. A. Brann, Geo. Poindexter,
W. C. Halbert, B. F. Buckner, Jos. B. Read,
James Harrison, W. G. Connor, Wm. H. Reynolds,
W. W. McKenzie, Robert T. Davis, Jesse H. Rodman,
George C. Riffe, William Fisher, Thomas W. Varnon,
Philip Swigert, James Harlan, jr., Isaac N. Webb,
H. Thompson, Urban E. Kennedy, M. J. Williams,
C. T. Worthington, B. D. Lacy, Bryan R. Young—31.
George Wright,

On motion, the joint session was dissolved to meet again on to-morrow at 12 o'clock, M.

SATURDAY, JANUARY 19, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act to charter the Citizens' Market-house of Louisville.

An act to incorporate the Lexington Observer and Reporter Printing Company.

An act to incorporate the United Baptist Church at Indian Creek, Monroe county.

An act for the benefit of Seth Parker and others.

An act for the benefit of the trustees of the town of Irvine.

An act to amend the charter of the American Horse Insurance Company.

An act to incorporate the Bardstown Cemetery Company.

An act to charter the Louisville and Black Hawk Colorado Mining Company.

An act to amend the charter of the town of Athens, in Fayette county.

With an amendment to the last named bill.

Which last named bill was taken up and referred to the Committee on the Revised Statutes.

That they had passed bills of the following titles, viz:

1. An act to amend an act, entitled "An act to incorporate the Young Lodge of Free and Accepted Masons, in the town of Hodgenville."

2. An act to incorporate the town of Whitesville, in Daviess county.

3. An act to incorporate the Louisville Transfer railway company.

4. An act to amend the charter of the city of Owensboro.

5. An act to amend the several acts incorporating the town of Falmouth, in Pendleton county

6. An act to incorporate the town of Slaughtersville, in Webster county.

7. An act to incorporate the Ashland and Catlettsburg turnpike company.

8. An act to incorporate the Lawrence County Mining, Manufacturing, and Transportation Company.

9. An act to discontinue a certain street in Catlettsburg, in Boyd county.

10. An act to amend an act to incorporate the Jessamine Female Institute.

11. An act to incorporate the Texas, Maxville, and Riley's Station turnpike road company.

12. An act to incorporate the North Middletown and Owingsville turnpike road company.

13. An act to incorporate the Kentucky Mining, Lumber, and Manufacturing Company,

14. An act to incorporate the Philharmonic Society of Louisville.

15. An act to amend the charter of the Swiss Benevolent Society of Louisville.

16. An act to change the name of the Polish House of Israel.

17. An act to incorporate the St. Anthony's German Roman Catholic Relief Society of Louisville.

18. An act to incorporate the German St. Franziskur Xaverias Benevolent Society of Louisville.

19. An act to incorporate the Soldiers' and Sailors' National Union of Louisville.

20. An act to incorporate the Kentucky Poultry Company.

21. An act to incorporate the Hillsboro and Phelps' Mill turnpike road company.

22. An act to amend an act to incorporate the Salomon Gas Company, approved January 16th, 1866.

23. An act to amend an act, entitled "An act for the benefit of the town of Barboursville and other purposes."

24. An act authorizing the trustees of the town of Columbia to appoint a marshal in case of vacancy.

25 An act to incorporate Cecilian College, in Hardin county.

26. An act to incorporate the Ohio River Telegraph Company.

27. An act to incorporate the Eminence and Bethlehem turnpike road company.

28. An act to establish the county of Henrietta.

29. An act to authorize the county court of Boone county to increase the county levy in said county.

30. An act for the benefit of Ann Eliza King.

31. An act annexing the town of East Maysville to the city of Maysville.

32. An act for the benefit of Robert J. Dawson, of Mason county.

33. An act for the benefit of A. H. Buckner.

34. An act to make Nannie J. Everett the heir at law of Joshua Talbott.

35. An act authorizing a sale of Cooper's Run Church, in Bourbon county.

36. An act for the benefit of W. W. Cox, late sheriff of Morgan county.

37. An act for the benefit of Francis Catron, late sheriff of Knox county,

38. An act for the benefit of the sureties of Walter B. Simmons, late sheriff of Meade county.

39. An act to incorporate a turnpike road from Mitchellsburg, in Boyle county, to the town of Liberty, in Casey county.

40. An act for the benefit of the estate of D. L. Miller, deceased, late sheriff of Ohio county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 4th, 5th, 6th, 15th, 22d, 23d, 24th, and 31st to the Committee on the Revised Statutes; the 3d, 7th, 11th, 12th, 21st, 27th, and 39th to the Committee on Internal Improvement; the 8th, 9th, 13th, 14th, 17th, 18th, 19th, 26th, 30th, and 34th to the Committee on the Judiciary; the 10th and 25th to the Committee on Education; the 16th and 35th to the Committee on Religion; the 20th to the Committee on Agriculture and Manufactures; the 28th to the Committee on Propositions and Grievances; the 29th to the Committee on County Courts, and the 32d, 33d, 36th, 37th, 38th, and 40th to the Committee on Finance.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Traders' Bank.

An act for the benefit of B. W. Cleaver, late sheriff of Grayson county.

An act changing the time of holding the county and quarterly courts of Magoffin county.

An act to legalize certain acts of the Mercer county court.

An act for the benefit of the county of Morgan.

An act to incorporate the Liberty Cumberland Presbyterian Church, in Caldwell county.

An act to incorporate the Addison Branch Mining and Manufacturing Company.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Beargrass railway company.

An act to charter the Falls City Wooden Ware Manufacturing Company.

An act to amend the charter of the Louisville and Frankfort and Lexington and Frankfort railroad company.

An act to incorporate the United Baptist Church at Fountain Run, Monroe county, Kentucky.

An act to amend an act, entitled "An act to amend the charter of the town of Columbia."

An act to change the name of the Greasy Creek and Poplar Mountain Coal, Oil, Manufacturing, Lumber, and Transportation Company.

An act for the benefit of Grigsby & Robinson.

An act to charter the Jefferson Ferry Company.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Wright, from a select committee—

A bill for the benefit of the Old School Presbyterian Church at Bowling Green.

By Mr. Wm. Johnson, from the Committee on Circuit Courts—

A bill to transfer any interest the Commonwealth of Kentucky has in the estate of Michael Daily to Daniel Hurley.

By Mr. Botts, from the Committee on Finance—

A bill for the benefit of the sureties of Jas. B. McWhorter, late sheriff of Taylor county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. John J. Landram this day appeared in the Senate and took his seat.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Baker, from the Committee on County Courts—

An act to fix the time of holding the Hart county quarterly courts.

By Mr. Botts, from the Committee on Finance—

An act fixing the compensation of sheriffs and collectors for collecting the revenue.

By same—

An act to continue in force an act approved February 25th, 1865, concerning surveyors' fees.

By same—

An act for the benefit of L. A. Smithwick, late clerk of Monroe county.

By same—

An act for the benefit of G. S. Jones, sheriff of Marshall county.

By same—

An act for the benefit of G. W. Goodrum, late sheriff of Marion county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Wright, from the Committee on Agriculture and Manufactures, asked to be discharged from the further consideration of the petition of sundry citizens of Louisville in relation to the Trades Assembly of that city.

Which was granted.

Mr. Botts, from the Committee on Finance, to whom was referred a resolution from the House of Representatives, entitled

Resolution in relation to the gold medals awarded to James Artus and others,

Reported the same with an amendment.

The question was then taken on concurring in said amendment, and it was decided in the affirmative.

The question was then taken on the adoption of the resolution, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Evan M. Garriott,	W. W. McKenzie,
J. M. Bigger,	James W. Gorin,	John W. F. Parker,
N. R. Black,	Wm. H. Grainger,	Elijah Patrick,
Wm. S. Botts,	W. C. Halbert,	John A. Prall,
John B. Bruner,	T. W. Hammond,	George C. Riffe,
John G. Carlisle,	James Harrison,	B. W. Stone,
Tho. P. Cardwell,	John L. Helm,	Philip Swigert,
Joseph H. Chandler,	O. P. Johnson,	Harrison Thompson,
F. L. Cleveland,	Wm. Johnson,	I. C. Winfrey,
Thos. B. Cochran,	Henry C. Lilly,	C. T. Worthington,
Milton J. Cook,	John J. Landram,	W. J. Worthington,
A. D. Cosby,	J. D. Landrum,	George Wright—36.

In the negative—none.

Mr. Cleveland read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the policy announced in the message of His Excellency Governor Bramlette of granting pardons to the soldiers of both the Union and rebel armies, who were charged by indictment in the courts for offenses alleged to have been committed by them as soldiers while in the service and during the war, meets with the cordial approval of this General Assembly.

Ordered, That said resolution be printed and placed in the orders of the day.

Mr. C. T. Worthington presented the petition of sundry citizens of South Danville, asking for the incorporation of a town to be known as Shelby City.

Which was received, the reading dispensed with, and referred to the Committee on the Revised Statutes.

Mr. Harrison read and laid on the table a resolution asking aid of the State for the relief of the Southern States.

The rule of the Senate being dispensed with, said resolution was taken up.

Ordered, That said resolution, together with a petition of some of the citizens of Louisville on the same subject, be printed and referred to the Committee on Finance.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills originating in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act for the benefit of M. W. Holland," approved February 13, 1866.

An act for the benefit of P. Palmer, late sheriff of Marshall county.

An act legalizing the proceedings of the court of claims of Nelson county, had at its October term, 1866.

An act to create a Board of Commissioners of the Sinking Fund of Bracken county.

The Senate took up for consideration a bill concerning the Board of Internal Improvement, together with the pending amendment.

Ordered, That said bill and proposed amendment be committed to the Committee on Finance.

The Senate, according to order, took up for consideration the series of resolutions heretofore introduced by Mr. Helm.

On motion of Mr. Helm, he was permitted to withdraw the first of the series.

The question was then taken on the adoption of the second, which reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committees on Finance in the Senate and House of Representatives constitute for that purpose a joint committee to inquire into current expenditures and receipts of the State under its revenue laws, and, if consistent with the public interest, report a bill reducing the present rate of taxation.

And it was decided in the affirmative.

The third resolution was amended, and, as amended, reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committees on the Sinking Fund of the Senate and House of Representatives constitute for that purpose a joint committee to inquire into and report the resources, and the sources and annual amount of its income, and charges on the fund; what the amount of the debt of the State contemplated to be discharged by that fund, and when the same matures; what amount on hand, and by bill provide for the payment of the debt of the State by the application of all surplus sums received from time to time over the current charges. That said committee also prepare a bill providing for the application, when received from the General Government, the sums due to the State, to the payment of the debt created in arming and equipping

the forces of the State who entered the service of the United States, with provision to authorize the proper authority to receive the bonds of the General Government in lieu of money, and to substitute such bonds when received for the bonds of the State, or otherwise convert them to pay said debt.

The question was then taken on its adoption as amended, and it was decided in the affirmative.

The fourth of the series reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committees on Agriculture and Manufactures of the Senate and House of Representatives constitute for that purpose a joint committee to inquire into the propriety of providing by a general bill for the incorporation of manufacturing companies with a bonus of exempting from taxation the capital thus employed, and by the grant of such privileges and immunities as will invite to the State of Kentucky capital to be invested in manufacturing, and to increase her population by the introduction of a profitable class of laborers.

The question was then taken on its adoption, and it was decided in the affirmative.

The fifth of the series reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Committees on Internal Improvement of the Senate and House of Representatives shall for that purpose constitute a joint committee to inquire into the expediency, propriety, and practicability of adopting a general system of internal improvement, providing for the completion and construction of leading lines of railroad; conferring on individuals the right of intersection by railroad or turnpike. That said committee also inquire into the propriety of extending improvements by slack-water navigation, with dams constructed with a view to the employment of the waste water for manufacturing purposes. Also inquire into the practicability and propriety of so altering the dams now on the Kentucky and Green and Barren rivers as to allow the use of waste or surplus water to be employed for manufacturing. If so, to report a bill offering such inducements to capitalists as will invite them thus to employ their capital; and prepare and report a bill providing for preliminary surveys on such leading lines of railroad, where citizens along the line are willing to defray part of the expense, to be under the management and control of a Board of Internal Improvement.

The question was then taken on its adoption, and it was decided in the affirmative.

The sixth of the series reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee be raised, to be composed of three members from the Senate and six from the House of Representatives, whose duty it shall be to inquire into the expediency, and, if deemed expedient, prepare and report one or more bills on the following subjects:

To confer on the county courts criminal jurisdiction to a limited extent over certain classes and grades of crime.

To provide a mode for punishment and a speedy trial, with all the powers and duties of the circuit courts, and provide for the payment of judges and juries and county attorneys from the proceeds of the labor of criminals.

To authorize the county courts to purchase tracts of land on which to build houses for confinement and correction of persons convicted in the county court.

To authorize the working such criminals on public buildings and highways of the counties; the proceeds of their labor to be appropriated, first, to defray expenses, second, to the maintenance of the poor and those who, from disease, are unable to work; third, to the education of the poor children.

To appoint from year to year, or a term of years, a superintendent of labor.

To provide that verdicts may be rendered in such form, that, after working a certain period, the remaining time may be satisfied by the voluntary consent of the convict, to be entered on record, to leave the State and not return. If such convict shall return to the State, his civil right of action to be withheld from him, with the provision that any one prosecuted under such act may, on petition, have his case tried in circuit court.

To revise the vagrant laws, and define with more precision and certainty what constitutes vagrancy, and prescribe suitable punishment.

To revise the apprentice laws, and make suitable provisions for the right of control of the master over the apprentice; to confer powers on the county courts to hear causes of complaint between master and apprentice, with the power to cancel the apprentice bond for good cause, or to enforce its performance by both master and apprentice, with the right to punish by fine and imprisonment any person who may entice away or cause any apprentice to leave his master.

To revise the laws of contract for labor, requiring that all such contracts, for any period longer than one month, shall be reduced to writing, and, in any case where any contract is made, written or verbal, and any other person shall entice away or induce any laborer to abandon his or her contract, shall be guilty of a misdemeanor, and fined, on complaint to a county judge, at the discretion of a jury, not to exceed fifty dollars, and enforced by fine or imprisonment.

To provide that all contracts made by a married woman in writing, for her own labor or the labor of her children not apprenticed, shall be binding between the parties and enforced in the name of the wife, and payment to her shall be a satisfaction.

Where contracts are made with men for personal labor, and abandoned without just cause, and the party to whom such labor was due or to be rendered, where the amount does not exceed one hundred dollars, may sue before the county judge, whose judgment may be enforced by execution or imprisonment under rule, in default of payment; and where such contracts have been faithfully fulfilled, the laborer may have like remedies to enforce his judgment.

Where contracts may be made with a view to secure labor, and the employer shall furnish a house or tenement to the laborer, and such laborer shall abandon or fail to fulfill the terms and conditions of his or her contract, if in writing, the employer to have immediate right of action by writ of detainer, and, on hearing, if the employer shall be successful in sustaining his cause of action, he may have judgment and writ of possession.

That, with a view to the enforcement of the vagrant laws, every constable, town marshal, or city policeman, shall constitute a police in their respective districts, towns, and cities, whose duty it shall be to report to the proper authority all such persons as fall within the provisions of the vagrant act.

Mr. Harrison moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the negative, the Lieutenant Governor voting in the negative.

The yeas and nays being required thereon by Messrs. Gorin and Wm. Johnson, were as follows, to-wit:

Those who voted in the affirmative, were—

R. T. Baker,	W. H. Grainger,	J. D. Landrum,
N. R. Black,	James Harrison,	John W. F. Parker,
Tho. P. Cardwell,	O. P. Johnson,	Elijah Patrick,
Thos. B. Cochran,	Wm. Johnson,	John A. Prall,
Milton J. Cook,	Henry C. Lilly,	I. C. Winfrey—17.
James W. Gorin,	John J. Landram,	

Those who voted in the negative, were—

William S. Botts,	Evan M. Garriott,	B. W. Stone,
John B. Bruner,	W. C. Halbert,	Philip Swigert,
John G. Carlisle,	T. W. Hammond,	H. Thompson,
Joseph H. Chandler,	John L. Helm,	C. T. Worthington,
F. L. Cleveland,	W. W. McKenzie,	W. J. Worthington,
A. D. Cosby,	George C. Riffe,	George Wright—18.

The question was then taken on the adoption of the resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grainger and Wright, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger.	A. D. Cosby,	B. W. Stone,
William S. Botts,	Evan M. Garriott,	Philip Swigert,
John B. Bruner,	T. W. Hammond,	Harrison Thompson,
John G. Carlisle,	John L. Helm,	C. T. Worthington,
Joseph H. Chandler,	W. W. McKenzie,	W. J. Worthington—17
F. L. Cleveland,	George C. Riffe,	

Those who voted in the negative, were—

R. T. Baker,	W. C. Halbert,	J. D. Landrum,
N. R. Black,	James Harrison,	John W. F. Parker,
Tho. P. Cardwell,	O. P. Johnson,	Elijah Patrick,

Thomas B. Cochran, Wm. Johnson, John A. Prall,
Milton J. Cook, Henry C. Lilly, I. C. Winfrey,
James W. Gorin, John J. Landram, George Wright—19.
Wm. H. Grainger,

In pursuance of adjournment, the two Houses of the General Assembly met in joint session in the Hall of the House of Representatives for the purpose of executing the joint order of the day, the election of United States Senator—there being present and voting a majority of all the members elected to each House—and after the Journals of yesterday had been read by the Clerk, the Presiding Officer of the body announced that, as no one had as yet received a majority of all the votes given, they would now proceed to take another ballot.

Mr. Chandler withdrew the nomination of Hon. A. Harding.

Another vote was then taken, which resulted thus:

Those who voted for Mr. Powell, were—

J. M. Bigger Isaac Calhoon, J. D. Lillard,
John G. Carlisle, Wm. L. Conklin, P. A. Lyon,
Thos. B. Cochran, Thomas H. Corbett, John B. McDowell,
A. D. Cosby, James M. Corbin, Henry D. McHenry,
Evan M. Garriott, Wm. H. Covington, Hugh Newell,
T. W. Hammond, Chas. R. Craycroft, John W. Oglevie,
John L. Helm, Joseph W. Davis, George M. Priest,
Wm. Johnson, W. P. Duvall, Fenton Sims,
B. W. Stone, James P. Ford, Theodore Thompson,
I. C. Winfrey, W. H. Gardner, B. F. Trabue,
Charles Alexander, Chas. S. Green, Josiah Veech,
Richard Bell, J. R. Hewlett, A. H. Willingham,
Willis R. Bradley, Wm. S. Hodges, James Wood,
James Brien, R. C. Hudson, J. B. Woolfolk,
W. P. D. Bush, J. Fry Lawrence, Haydon S. Wright—45.

Those who voted for Mr. Speed, were—

R. T. Baker, P. H. C. Bruce, Lewis Myers,
N. R. Black, D. J. Burchett, Reuben Patrick,
Thomas P. Cardwell, D. R. Carr, J. C. Patten,
Milton J. Cook, U. P. Degman, John H. Reynolds,
William H. Grainger, Charles B. Faris, John B. Riggs,
O. P. Johnson, James W. Finnie, M. J. Roark,
Henry C. Lilly, J. W. Gault, John D. Russell,
J. D. Landrum, John M. Gray, B. F. Shephard,
John W. F. Parker, L. M. Haslip, J. D. Shutt,
Elijah Patrick, Jacob Hawthorn, H. G. Van Seggern,
John A. Prall, B. W. S. Huffaker, Jackson Veatch,
W. J. Worthington, Moses B. Lacey, Geo. H. Whitten,
Elijah C. Baker, Wm. McDaniel, John A. Yandell—40.
Martin Bijur, Wm. J. Moores,

Those who voted for Mr. Davis, were—

William S. Botts,	B. F. Buckner,	A. J. Mershon,
John B. Bruner,	Geo. W. Carlisle,	W. E. Parrott,
Jos. H. Chandler,	Benj. F. Cockrill,	Geo. Poindexter,
F. L. Cleveland,	Robert T. Davis,	P. J. Potter,
James W. Gorin,	John Draffin,	Joseph B. Read,
W. C. Halbert,	William Fisher,	W. H. Reynolds,
James Harrison,	John J. Gatewood,	Jesse H. Rodman,
John J. Landram,	James Harlan, jr.,	J. A. Rousseau,
W. W. McKenzie,	H. G. Harris,	John R. Thomas,
George C. Riffe,	James R. Hindman,	Thomas W. Varnon,
Philip Swigert,	Urban E. Kennedy,	Isaac N. Webb,
Harrison Thompson,	B. D. Lacy,	M. J. Williams,
C. T. Worthington,	W. J. Lusk,	Frank L. Wolford,
George Wright,	John F. McMillan,	Bryan R. Young—43.
Mr. SPEAKER (Taylor),		

No one in nomination having received a majority of all the votes given, the joint assembly then proceeded to take another vote, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger,	Isaac Calhoon,	J. D. Lillard,
John G. Carlisle,	Wm. L. Conklin,	P. A. Lyon,
Thos. B. Cochran,	Thomas H. Corbett,	John B. McDowell,
A. D. Cosby,	James M. Corbin,	Henry D. McHenry,
Evan M. Garriott,	Wm. H. Covington,	Hugh Newell,
T. W. Hammond,	Chas. R. Craycroft,	John W. Oglevie,
John L. Helm,	Joseph W. Davis,	George M. Priest,
Wm. Johnson,	W. P. Duvall,	Fenton Sims,
B. W. Stone,	James P. Ford,	Theodore Thompson,
I. C. Winfrey,	W. H. Gardner,	B. F. Trabue,
Charles Alexander,	Chas. S. Green,	Josiah Veech,
Richard Bell,	J. R. Hewlett,	A. H. Willingham,
Willis R. Bradley,	Wm. S. Hodges,	James Wood,
James Brien,	R. C. Hudson,	Jos. B. Woolfolk,
W. P. D. Bush,	J. Fry Lawrence,	H. S. Wright—45.

Those who voted for Mr. Speed, were—

R. T. Baker,	P. H. C. Bruce,	Lewis Myers,
N. R. Black,	D. J. Burchett,	Reuben Patrick,
T. P. Cardwell,	D. R. Carr,	J. C. Patten,
Milton J. Cook,	U. P. Degman,	John H. Reynolds,
Wm. H. Grainger,	Chas. B. Faris,	John B. Riggs,
O. P. Johnson,	James W. Finnie,	M. J. Roark,
Henry C. Lilly,	J. W. Gault,	John D. Russell,
J. D. Landrum,	John M. Gray,	B. F. Shephard,
John W. F. Parker,	L. M. Haslip,	J. D. Shutt,
Elijah Patrick,	Jacob Hawthorn,	H. G. Van Seggern,
John A. Prall,	B. W. S. Huffaker,	Jackson Veatch,
W. J. Worthington,	Moses B. Lacy,	George H. Whitten,

Elijah C. Baker, Wm. McDaniel, John A. Yandell—41.
Martin Bijur, Wm. J. Moores,

Those who voted for Mr. Davis, were—

Wm. S. Botts, B. F. Buckner, A. J. Mershon,
John B. Bruner, Geo. W. Carlisle, W. E. Parrott,
Jos. H. Chandler, B. F. Cockrill, Geo. Poindexter,
F. L. Cleveland, Robert T. Davis, P. J. Potter,
James W. Gorin, John Draffin, Jos. B. Read,
W C. Halbert, William Fisher, Wm. H. Reynolds,
James Harrison, John J. Gatewood, Jesse H. Rodman,
John J. Landram, James Harlan, jr., J. A. Rousseau,
W. W. McKenzie, H. G. Harris, John R. Thomas,
George C. Riffe, James R. Hindman, Thomas W. Varnon,
Philip Swigert, Urban E. Kennedy, Isaac N. Webb,
H. Thompson, B. D. Lacy, M. J. Williams,
C. T. Worthington, W. J. Lusk, Frank L. Wolford,
George Wright, John F. McMillan, Bryan R. Young—43.
Mr. SPEAKER (Taylor),

On motion, the joint session was dissolved until Monday next at 12 o'clock, M.

And then the Senate adjourned.

MONDAY, JANUARY 21, 1867.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act to authorize the voters of Mercer county to vote on the levy of a tax for railroad and turnpike purposes.

An act to change the line between Jeffersonville and Levee precincts.

An act to amend the charter of the People's Bank of Kentucky.

That they had passed a bill from the Senate, entitled

An act concerning the Court of Appeals.

That they had passed bills of the following titles, viz:

1. An act to charter the Owensboro and Russellville railroad company.

2. An act to amend the charter of the town of Catlettsburg.

3. An act authorizing A. C. Simmons and wife to adopt Susan Singer as their lawful child, and declaring said Susan Singer capable in law of inheriting from them.

4. An act for the benefit of Robert Hamilton, sheriff of Perry county.

5. An act for the benefit of the Daviess county court.

6. An act to incorporate the Tobacco Exchange Bank of Louisville.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Internal Improvement; the 2d to the Committee on Revised Statutes; the 3d and 4th to the Committee on Finance; the 5th to the Committee on County Courts, and the 6th to the Committee on Banks.

That they had received official information from the Governor, that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Jefferson railway company, approved January 11, 1867.

An act for the benefit of Lovelaceville, in Ballard county.

An act to incorporate the Second German Protestant Benevolent Society of the city of Louisville.

An act to incorporate the Fulton County Agricultural Society.

An act to incorporate the African Cemetery Company of Bourbon county.

An act fixing the compensation of assessors under article 6, chapter 83, Revised Statutes.

An act to incorporate the Bourbon and Fayette turnpike road company.

An act to change the time of holding the Clinton circuit court.

An act to authorize the Baptist Church at Oakland, Gallatin county, to convey real estate.

An act to increase the county levy of Laurel county,

An act for the benefit of the police judge of the town of Bowling Green.

An act to authorize the Bracken county court to sell the poor-house and farm in said county.

An act to change the time of holding the court of claims for Bracken county.

An act to repeal the law giving power to the trustees of Lawrenceburg to grant coffee-house license in said town.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. C. T. Worthington, from the Committee on Finance—

1. A bill for the benefit of James A. Hamilton, late sheriff of Breckinridge county.

By Mr. Lilly, from the same committee—

2. A bill for the benefit of the sheriff of Breathitt county.

By same—

3. A bill for the benefit of E. F. Adkins, of Whitley county.

By Mr. Swigert, from the Committee on Internal Improvement—

4. A bill to incorporate the Poplar Plains and Plummer's Mill turnpike road company.

By same—

5. A bill to incorporate the Mill Creek turnpike road company.

By same—

6. A bill to amend an act, entitled "An act to incorporate the Hillsboro and Wyoming turnpike road company."

By Mr. Harrison, from the Committee on the Judiciary—

7. A bill to build a jail or repair the present jail in Jefferson county.

By Mr. Bigger, from the same committee—

8. A bill to incorporate the Kentucky Capital Lead Mining and Smelting Company,

By same—

9. A bill to repeal the 27th section of an act to amend the city charter of Paducah and to amend said charter.

By same—

10. A bill to require the county courts of this State to erect fireproof vaults.

By same—

11. A bill to require the county courts to provide funds and the county judges to insure the public buildings and provide a remedy in case of neglect or failure.

By same—

12. A bill to establish a court of common pleas in the 1st, 3d, and 14th judicial districts.

By same—

13. A bill to amend the law of appeal from county courts.

By same—

14. A bill to incorporate the McCracken County and Ballard County gravel road company.

By same—

15. A bill to incorporate the Great Western Insurance Company.

By Mr. Carlisle, from the same committee—

16. A bill to incorporate the Moulders' and Plasterers' Association of Covington, Kentucky.

By Mr. Cook, from the Committee on Propositions and Grievances—

17. A bill to empower jailers to summon and control guards.

By same—

18. A bill applying the mechanics' lien law to Rockcastle and Owsley counties.

By Mr. O. P. Johnson, from the same committee—

19. A bill changing the boundary line of the Jackson voting precinct, in Breathitt county.

By same—

20. A bill to change a voting place in Breathitt county.

By Mr. Bruner, from the Committee on the Revised Statutes—

21. A bill to amend the charter of the Crescent Mining Company.

By Mr. Carlisle, from the same committee—

22. A bill for the benefit of the Covington and Lexington turnpike road company.

By same—

23. A bill to amend chapter 34 of the Revised Statutes, title "Escheats and Escheators."

By Mr. Cleveland, from the Committee on Banks—

24. A bill to prevent the circulation of counterfeit bank notes.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 14th, 15th, 16th, 17th, 18th, 19th, 20th, 21st, and 24th were ordered to be engrossed and read a third time; the 10th, 11th, 12th, 13th, and 23d were ordered to be printed and placed in the orders of the day, and the 22d was referred to the Committee on Finance.

The constitutional provision as to the third reading of those first named being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Grigsby & Robinson.

An act to charter the Falls City Wooden Ware Manufacturing Company.

An act to incorporate the United Baptist Church at Fountain Run, Monroe county, Kentucky.

An act to amend the charters of the Louisville and Frankfort and Lexington and Frankfort railroad companies.

An act to amend the charter of the Beargrass railway company.

An act to amend an act, entitled "An act to amend the charter of the town of Columbia."

An act to change the name of the Greasy Creek and Poplar Mountain Coal, Oil, Manufacturing, Lumber, and Transportation Company.

An act to charter the Jefferson Ferry Company.

Mr. Swigert, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of W. G. Hoover, tavern-keeper in Allensville, Todd county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the county court of Todd county be, and is hereby, authorized, by an order entered upon the records of said court, to allow William G. Hoover, tavern-keeper in the town of Allensville, in Todd county, to keep the bar-room of his tavern at some point in said town not to exceed 250 yards from the depot in said town. Said Hoover shall have the right to keep said bar-room and sell liquors and other commodities in any quantities to his customers, excepting on Sabbath days, at said house, under his tavern license, and without any tax or license other than his tavern license.

§ 2. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Cook, were as follows, to-wit:

Those who voted in the affirmative, were—

R. T. Baker,	W. C. Halbert,	John A. Prall,
William S. Botts,	T. W. Hammond,	Philip Swigert,

Tho. P. Cardwell,	O. P. Johnson,	I. C. Winfrey,
Joseph H. Chandler,	W. W. McKenzie,	C. T. Worthington—14.
Evan M. Garriott,	Elijah Patrick,	

Those who voted in the negative, were—

J. M. Bigger,	A. D. Cosby,	J. D. Landrum,
N. R. Black,	James W. Gorin,	John W. F. Parker,
John B. Bruner,	John L. Helm,	George C. Riffe,
John G. Carlisle,	Wm. Johnson,	H. Thompson,
F. L. Cleveland,	Henry C. Lilly,	George Wright—17.
Milton J. Cook,	John J. Landram,	

So said bill was disagreed to.

The following petitions were presented, viz:

By Mr. Cardwell—

1. The petition of sundry citizens of Harlan and Knox counties, praying a new county.

By Mr. Winfrey—

2. The petition of citizens of the county of Cumberland, asking that the revenue tax of that county may be appropriated to the building of a court-house.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Propositions and Grievances, and the 2d to the Committee on Finance.

Mr. Botts moved the following resolution, viz:

Resolved, That the Committee on Finance be instructed to inquire into the propriety of increasing the salary of judges of circuit courts.

Which was adopted.

Mr. O. P. Johnson read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Board of Internal Improvement be required at an early day to report to this General Assembly a full and complete exhibit of the labors, receipts, and expenditures of the Board during the last year, from what sources derived, and also the amount, and for what, expenditures have been made during the same period, separating the receipts and expenditures on Green and Barren rivers from those on the Kentucky river.

Resolved, That said Board report what efforts have been made to collect the outstanding tolls due from the United States or individuals alluded to in the last report, and the amounts due from each; also the amount due to individuals for work or repairing Green and Barren rivers; also the costs of repairs, and by whom made.

Which was adopted.

Leave was given to bring in the following bills, to-wit:

On motion of Mr. Swigert—

1. A bill to erect monuments over the graves of the late Governors Letcher and Crittenden.

On motion of Mr. Parker—

2. A bill to incorporate the Cincinnati, Lexington, and East Tennessee railroad company.

On motion of same—

3. A bill to incorporate a Navigation, Mining, Herding, and Manufacturing Company.

On motion of same—

4. A bill for the benefit of school districts Nos. 20, 71, and 41, of Pulaski county.

On motion of same—

5. A bill for the benefit of Joseph Randall, of Pulaski county.

On motion of Mr. J. J. Landram—

6. A bill for the benefit of R. L. Ireland, late clerk of the Gallatin county court.

On motion of same—

7. A bill for the benefit of Indiana Anderson, of Grant county, Kentucky.

On motion of same—

8. A bill to amend an act, entitled "An act empowering the county courts of this Commonwealth to levy an ad valorem tax to rebuild court-houses, jails, clerks' offices, &c.," approved June 3, 1865.

On motion of same—

9. A bill to change the time of holding the quarterly courts of Gallatin county.

On motion of same—

10. A bill to amend article 2, chapter 20, of the Revised Statutes.

On motion of same—

11. A bill for the benefit of John Marksberry, sheriff of Grant county.

On motion of same—

12. A bill for the benefit of school district No. 34, in Taylor county.

On motion of Mr. Cook—

13. A bill to give county judges jurisdiction in riots, routs, and breaches of the peace.

On motion of Mr. W. J. Worthington—

14. A bill for the benefit of Greenup county.

On motion of Mr. Bigger—

15. A bill to amend chapter 38, of article 15, title "Fees of Witnesses and Commissioners," of the Revised Statutes.

The Committee on Finance were directed to prepare and bring in the 1st, 5th, and 11th; the Committee on Internal Improvement the 2d and 3d; the Committee on Education the 4th and 12th; the Committee on County Courts the 6th, 8th, 9th, 13th, and 14th, and the Committee on the Judiciary the 7th, 10th, and 15th.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. C. T. Worthington, from the Committee on Finance—

An act for the benefit of J. C. Burchett, late sheriff of Clinton county.

By Mr. O. P. Johnson, from the same committee—

An act for the benefit of John H. Eastham, late sheriff of Boyd county.

By same—

An act for the benefit of E. M. Grider, assessor of Clinton county.

By same—

An act for the benefit of Washington county.

By Mr. Halbert, from the Committee on Internal Improvement—

An act to authorize the Clark county court to take stock in turnpike roads in said county.

By Mr. Riffe, from the Committee on Religion—

An act to change the name of the Polish House of Israel.

By Mr. Bruner, from the Committee on Revised Statutes—

An act authorizing the police judge of the town of Litchfield to appoint a town marshal.

By Mr. Harrison, from the Committee on the Judiciary—

An act to amend the charter of the Bowling Green Manufacturing Company.

By Mr. Swigert, from the Committee on Finance—

An act for the benefit of J. L. Robertson, late sheriff of Hopkins county.

By same—

An act for the benefit of Mason Morris, sheriff of Edmonson county.

By Mr. C. T. Worthington, from the same committee—

An act for the benefit of Thomas J. Puryear, late sheriff of Graves county.

By Mr. Chandler, from the Committee on Internal Improvement—

An act to incorporate the Lexington Passenger and Freight railroad company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Louisville Wooden Ware Manufacturing Company.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate the town of Allensville Station, in Todd county.

With amendments to the last six named bills.

Which amendments were concurred in.

Ordered, That said bills, the last six as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Lilly, from the Committee on Finance, asked to be discharged from the further consideration of a leave to bring in a bill to appropriate fifty thousand dollars to purchase supplies which shall go as a boon to the starving people of the South from the State of Kentucky.

Which was granted.

Ordered, That said leave be referred to Messrs. C. T. Worthington, Wm. Johnson, and Carlisle.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to incorporate the Merchants' and Traders' Insurance Company.

The vote passing said bill and ordering said bill to be read a third time having been reconsidered, said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the amendments proposed by the House of Representatives to bills from the Senate of the following titles, viz:

An act to amend chapter 99, Revised Statutes, title "Taverns and Tippling-houses."

An act for the benefit of D. B. Moore, sheriff of Taylor county.

Which amendments were twice read and concurred in.

The Senate took up for consideration a resolution from the House of Representatives, entitled

Resolution in regard to the call of the yeas and nays on the passage of bills appropriating money.

Which was twice read and concurred in.

The Senate also took up for consideration a message of the Governor, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., January 17th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

John R. Gibson, of Jefferson county.
J. A. McBrayer, of Anderson county.
L. S. Hardin, of Jefferson county.
Fontain T. Fox, of Jefferson county.
Samuel T. Shelley, of Jefferson county.
Wm. Rinvecke, of Jefferson county.
Wm. M. Ellison, of Jefferson county.
Edward W. Knight, of Kenton county.
R. A. C. Martin, of Adair county.
John A. Brooks, of Webster county.
Thos. S. Venable, of Daviess county.
J. L. Sandford, of Kenton county.
R. C. Hayslip, of Barren county.
W. T. Simmens, of Grant county.
B. Holt, of Russell county.
Samuel Averitt, of Marion county.
Henry H. Hustin, of McCracken county.
Theodore F. Hallam, of Campbell county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

The Senate took up for consideration a bill concerning the competency of witnesses.

Ordered, That the further consideration of said bill be postponed until Thursday next at 10½ o'clock, A. M.

In pursuance of adjournment, the two Houses of the General Assembly met in joint session in the Hall of the House of Representatives for the purpose of executing the joint order of the day, the election of United States Senator—there being present and voting a majority of all the members elected to each House—and after the Journals of

yesterday had been read by the Clerk, the Presiding Officer of the body announced that, as no one had as yet received a majority of all the votes given, they would now proceed to take another ballot.

Mr. Young withdrew the nomination of Hon. Garrett Davis.

Mr. Young at the same time sent to the Clerk's desk the following letter, which was read and ordered to be spread upon the Journals of the two Houses, viz:

FRANKFORT, KY., January 17th, 1867.

Messrs. Wright and Young:

GENTS.: I appreciate the great importance of Kentucky being fully represented in the Senate of the United States during the whole of the session to commence the 4th of March. To effect this, my successor must be chosen at the present session of the Legislature. Balloting to make an election has taken place fruitlessly for several days. The continuance of my name before the Legislature for re-election cannot, I feel assured, aid it in making choice of a Senator, and might operate still further to postpone it; therefore, with a view to the early consummation of this important business, and to prevent unnecessary waste of valuable time, I respectfully request you severally to withdraw my name from your respective Houses, or from the joint assembly of the two Houses, on the further balloting for Senator.

With profound gratitude to you both for the honor you did me in presenting my name for this office to your respective Houses, and also to all the gentlemen who expressed their trust in me by voting to confer it upon me again, I subscribe myself,

Your obliged and obedient servant,

GARRETT DAVIS,

Mr. Baker withdrew the nomination of the Hon. James Speed.

Mr. C. T. Worthington then nominated Hon. A Harding.

Mr. J. D. Landrum nominated Hon. B. H. Bristow.

The vote was then taken, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger	Benj. F. Cockrill,	John B. McDowell,
John G. Carlisle,	Wm. L. Conklin,	Henry D. McHenry,
Thos. B. Cochran,	Thomas H. Corbett,	Hugh Newell,
A. D. Cosby,	James M. Corbin,	John W. Oglevie,
Evan M. Garriott,	Wm. H. Covington,	George M. Priest,
T. W. Hammond,	Joseph W. Davis,	Joseph B. Read,
John L. Helm,	W. P. Duvall,	W. H. Reynolds,
Wm. Johnson,	James P. Ford,	Fenton Sims,
Charles Alexander,	Chas. S. Green,	Theodore Thompson,
Richard Bell,	J. R. Hewlett,	Josiah Veech,
Willis R. Bradley,	R. C. Hudson,	A. H. Willingham,
James Brien,	J. Fry Lawrence,	J. B. Woolfolk,
W. P. D. Bush,	J. D. Lillard,	Haydon S. Wright—40.
Isaac Calhoon,		

Those who voted for Mr. Harding, were—

William S. Botts,	Mr. SPEAKER (Taylor),	W. J. Lusk,
John B. Bruner,	B. F. Buckner,	P. A. Lyon,
Jos. H. Chandler,	Geo. W. Carlisle,	John F. McMillan,
F. L. Cleveland,	W. G. Connor,	A. J. Mershon,
James W. Gorin,	Chas. R. Craycroft,	W. E. Parrott,
W. C. Halbert,	Robert T. Davis,	P. J. Potter.
James Harrison,	John Draffin,	J. A. Rousseau,
John J. Landram,	W. H. Gardner,	John R. Thomas,
W. W. McKenzie,	John J. Gatewood,	B. F. Trabue.
George C. Riffe,	James Harlan, jr.,	Thomas W. Varnon,
Philip Swigert,	H. G. Harris,	Isaac N. Webb,
Harrison Thompson,	James R. Hindman,	Frank L. Wolford,
J. C. Winfrey,	Wm. S. Hodges,	James Wood,
C. T. Worthington,	Urban E. Kennedy,	Bryan R. Young—44.
George Wright,	B. D. Lacy,	

Those who voted for Mr. Bristow, were—

R. T. Baker,	D. J. Burchett,	Lewis Myers,
N. R. Black,	D. R. Carr,	Reuben Patrick,
Thomas P. Cardwell,	U. P. Degman,	Geo. Poindexter,
Milton J. Cook,	Charles B. Faris,	John H. Reynolds,
O. P. Johnson,	James W. Finnie,	John B. Riggs,
Henry C. Lilly,	J. W. Gault,	M. J. Roark,
J. D. Landrum,	John M. Gray,	John D. Russell,
John W. F. Parker,	L. M. Haslip,	B. F. Shephard,
Elijah Patrick,	Jacob Hawthorn,	J. D. Shutt,
John A. Prall,	B. W. S. Huffaker,	H. G. Van Seggern,
W. J. Worthington,	Moses B. Lacey,	Jackson Veatch,
Elijah C. Baker,	Wm. McDaniel,	Geo. H. Whitten,
P. H. C. Bruce,	Wm. J. Moores,	John A. Yandell—39.

No one in nomination having received a majority of all the votes given, the joint assembly then proceeded to take another vote, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger.	B. F. Cockrill,	John B. McDowell,
John G. Carlisle,	Wm. L. Conklin.	Henry D. McHenry,
Thos. B. Cochran,	Thomas H. Corbett,	Hugh Newell,
A. D. Cosby,	James M. Corbin,	John W. Oglevie,
Evan M. Garriott,	Wm. H. Covington,	George M. Priest,
T. W. Hammond,	Joseph W. Davis,	Jos. B. Read,
John L. Helm,	W. P. Duvall,	Wm. H. Reynolds,
Wm. Johnson,	James P. Ford,	Fenton Sims,
Charles Alexander,	Chas. S. Green,	Theodore Thompson,
Richard Bell,	J. R. Hewlett,	Josiah Veech,
Willis R. Bradley,	R. C. Hudson,	A. H. Willingham,
James Brien,	J. Fry Lawrence,	Jos. B. Woolfolk,
W. P. D. Bush,	J. D. Lillard,	H. S. Wright—40.
Isaac Calhoon,		

Those who voted for Mr. Harding, were—

Wm. S. Botts,	Mr. SPEAKER (Taylor),	W. J. Lusk,
John B. Bruner,	B. F. Buckner,	P. A. Lyon,
Jos. H. Chandler,	Geo. W. Carlisle,	John F. McMillan,
F. L. Cleveland,	W. G. Connor,	A. J. Mershon,
James W. Gorin,	Chas. R. Craycroft,	W. E. Parrott,
W C. Halbert,	Robert T. Davis,	Geo. Poindexter,
James Harrison,	John Draffin,	P. J. Potter,
John J. Landram,	W. H. Gardner,	J. A. Rousseau,
W. W. McKenzie,	John J. Gatewood,	John R. Thomas,
George C. Riffe,	James Harlan, jr.,	B. F. Trabue,
Philip Swigert,	H. G. Harris,	Thomas W. Varnon,
H. Thompson,	James R. Hindman,	Isaac N. Webb,
I. C. Winfrey,	Wm. S. Hodges,	Frank L. Wolford,
C. T. Worthington,	Urban E. Kennedy,	James Wood,
George Wright,	B. D. Lacy,	Bryan R. Young—45.

Those who voted for Mr. Bristow, were—

R. T. Baker,	D. J. Burchett,	Lewis Myers,
N. R. Black,	D. R. Carr,	Reuben Patrick,
T. P. Cardwell,	U. P. Degman,	John H. Reynolds,
Milton J. Cook,	Chas. B. Faris,	John B. Riggs,
O. P. Johnson,	James W. Finnie,	M. J. Roark,
Henry C. Lilly,	J. W. Gault,	John D. Russell,
J. D. Landrum,	John M. Gray,	B. F. Shephard,
John W. F. Parker,	L. M. Haslip,	J. D. Shutt,
Elijah Patrick,	Jacob Hawthorn,	H. G. Van Seggern,
John A. Prall,	B. W. S. Huffaker,	Jackson Veatch,
W. J. Worthington,	Moses B. Lacey,	George H. Whitten,
Elijah C. Baker,	Wm. McDaniel,	John A. Yandell—38.
P. H. C. Bruce,	Wm. J. Moores,	

No one in nomination having received a majority of all the votes cast, the joint assembly proceeded to take another vote, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger.	Benj. F. Cockrill,	John B. McDowell,
John G. Carlisle,	Wm. L. Conklin,	Henry D. McHenry,
Thomas B. Cochran,	Thos. H. Corbett,	Hugh Newell,
A. D. Cosby,	James M. Corbin,	John W. Oglevie,
Evan M. Garriott,	Wm. H. Covington,	George M. Priest,
John L. Helm,	Joseph W. Davis,	Jos. B. Read,
Wm. Johnson,	W. P. Duvall,	W. H. Reynolds,
Charles Alexander,	James P. Ford,	Fenton Sims,
Richard Bell,	Charles S. Green,	Theodore Thompson,
Willis R. Bradley,	J. R. Hewlett,	Josiah Veech,
James Brien,	R. C. Hudson,	A. H. Willingham,
W. P. D. Bush,	J. Fry Lawrence,	Jos. B. Woolfolk,
Isaac Calhoon,	J. D. Lillard,	Haydon S. Wright—39.

Those who voted for Mr. Harding, were—

William S. Botts,	Mr. SPEAKER (Taylor),	W. J. Lusk,
John B. Bruner,	B. F. Buckner,	P. A. Lyon,
Joseph H. Chandler,	Geo. W. Carlisle,	John F. McMillan,
F. L. Cleveland,	W. G. Connor,	A. J. Mershon,
James W. Gorin,	Chas. R. Craycroft,	W. E. Parrott,
W. C. Halbert,	Robert T. Davis,	Geo. Poindexter,
T. W. Hammond,	John Draffin,	P. J. Potter,
James Harrison,	W. H. Gardner,	J. A. Rousseau,
John J. Landram,	John J. Gatewood,	John R. Thomas,
W. W. McKenzie,	James Harlan, jr.,	B. F. Trabue,
George C. Riffe,	H. G. Harris,	Thomas W. Varnon,
Philip Swigert,	James R. Hindman,	Isaac N. Webb,
Harrison Thompson,	Wm. S. Hodges,	Frank L. Wolford,
I. C. Winfrey,	Urban E. Kennedy,	James Wood,
C. T. Worthington,	B. D. Lacy,	Bryan R. Young—46.
George Wright,		

Those who voted for Mr. Bristow, were—

R. T. Baker,	D. J. Burchett,	Lewis Myers,
N. R. Black,	D. R. Carr,	R. Patrick,
Tho. P. Cardwell,	U. P. Degman,	J. H. Reynolds,
Milton J. Cook,	Chas. B. Faris,	John B. Riggs,
O. P. Johnson,	James W. Finnie,	M. J. Roark,
Henry C. Lilly,	J. W. Gault,	John D. Russell,
J. D. Landrum,	John M. Gray,	B. F. Shephard,
John W. F. Parker,	L. M. Haslip,	J. D. Shutt,
Elijah Patrick,	Jacob Hawthorn,	H. G. Van Seggern,
John A. Prall,	B.W. S. Huffaker,	Jackson Veatch,
W. J. Worthington,	Moses B. Lacey,	Geo. H. Whitten,
Elijah C. Baker,	Wm. McDaniel,	John A. Yandell—38.
P. H. C. Bruce,	Wm. J. Moores,	

On motion, the joint session was dissolved to meet again on to-morrow at 12 o'clock, M.

And then the Senate adjourned.

TUESDAY, JANUARY 22, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act to charter the Metropolitan Fire Insurance Company of Louisville.

An act to incorporate the Southern Accidental Insurance Company.

An act amending and reducing into one the several acts in relation to the Jefferson and Brownsboro turnpike road company.

An act to reduce into one the several acts regarding the Butler Seminary.

An act for the benefit of the Green and Taylor County turnpike company.

An act in relation to proceedings against turnpike roads in which the State owns an interest.

An act for the benefit of turnpike roads leading from Lebanon and Burksville.

An act to amend an act, entitled "An act to amend the road law in Bracken county."

An act to charter the Crab Orchard and Paint Lick turnpike road company.

An act to charter Jeffersontown, in Jefferson county.

An act to amend chapter 1, title 14, of the Civil Code of Practice.

An act to incorporate the Brooksville and Mt. Olivet turnpike road company.

An act to increase the capital stock of the Louisville and Bardstown turnpike company.

An act to amend an act to incorporate the Louisville Conference High School in the town of Hardinsburg.

An act for the benefit of Hardin county.

An act to repeal the charter of the Nashville and Rowena Coal and Lumber Company.

An act to incorporate the People's Fire and Marine Insurance Company of Paducah.

An act to incorporate the Benedictine Society of St. Joseph's Church at Covington.

That they had concurred in a resolution from the Senate, entitled

Resolution in relation to the Institution for the Education of the Blind near the city of Louisville.

With an amendment to said resolution.

That they had passed bills of the following titles, viz:

1. An act requiring real estate to be listed and the tax paid in the county where it is situated.

2. An act to amend the charter of the United Life, Fire, and Marine Insurance Company.

3. An act for the benefit of B. Mills, late sheriff of Wayne county.

4. An act for the benefit of W. P. Maddox, administrator of W. J. Wright, late sheriff of Trimble county.

5. An act for the benefit of Jonathan Lewis, late sheriff of Harlan county.

6. An act for the benefit of C. G. Halstead, late sheriff of Livingston county.

7. An act for the benefit of W. A. L. B. Sharp, late sheriff of Estill county, and his sureties.

8. An act for the benefit of Wm. Ryan, late sheriff of Calloway county.

9. An act for the benefit of James B. Cook, sheriff of Trimble county.

10. An act for the benefit of James M. Brown, late sheriff of Owen county.

11. An act to amend an act for the benefit of the sureties of W. J. Field, late sheriff of Carter county.

12. An act for the benefit of the Hopkinsville, Newstead, and Linton turnpike road company.

13. An act for the benefit of the Paint Lick and Buckeye turnpike road company, in Garrard county.

14. An act to incorporate the Cedar Creek turnpike road company.

15. An act for the benefit of the Joint Stock Agricultural and Mechanical Association of Madison county.

16. An act for the benefit of the citizens of Harlan county.

17. An act to amend the charter of the Grassy Lick turnpike road company.

18. An act, entitled "An act to amend the charter of the Bath and Montgomery County Associated turnpike company."

19. An act declaring Sexton creek, in Clay county, a navigable stream.

20. An act making the amended road law, approved February, 1866, apply to Breckinridge county.

21. An act to change the time of holding the Edmonson county and quarterly courts.

22. An act for the benefit of the sheriff of Breathitt county.

23. An act for the benefit of the policemen of the city of Louisville.

24. An act for the benefit of the estates of John R. and William R. Woodfill.

25. An act for the benefit of the trustees of the Baptist Church of Christ at Viney Fork, in Madison county.

26. An act to incorporate the Green River Manufacturing Company.

27. An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Lexington.

28. An act to incorporate the Russellville Stone-quarry Company.

29. An act to incorporate the First German Methodist Episcopal Church of Covington.

30. An act to amend an act, entitled "An act to revive and re-enact an act to incorporate the Ford's Mill turnpike company."

31. An act to amend the charter of the town of Brooksville, Bracken county.

32. An act allowing the trustees of the town of Bowling Green to convey a portion of Washington street.

33. An act to incorporate the Sisters of the Good Shepherd of Louisville.

34. An act to incorporate the Louisville Builders' Association.

35. An act to establish an additional justices' district in Breathitt county.

36. An act to change the voting place in Mill Creek precinct, in Carroll county.

37. An act to change the place of voting in Locust precinct, in Carroll county.

38. An act to change the place of voting in the Rollington precinct, in Oldham county.

39. An act to change the voting place in Hogan district, in Logan county,

40. An act to change the voting place in Poor Fork precinct, in Harlan county.

41. An act for the benefit of David Howell and L. M. Buford.

42. An act to incorporate Pleasureville Lodge, No. 410, of Free and Accepted Masons.

43. An act to amend the charter of the town of Harrodsburg.

44. An act to authorize the county court of Hancock county to impose additional taxes to erect public buildings in said county.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, and 22d to the Committee on Finance; the 2d, 23d, 24th, 27th, 28th, 31st, 32d, 33d, 34th, 42d, and 43d to the Committee on the Judiciary; th 12th, 13th, 14th, 16th, 17th, 18th, and 30th to the Committee on Internal Improvement; the 15th and 26th to the Committee on Agriculture and Manufactures; the 19th to the Committee on Propositions and Grievances; the 20th, 21st, and 44th to the Committee on County Courts; the 25th and 29th to the Committee on Religion, and the 35th, 36th, 37th, 38th, 39th, 40th, and 41st to the Committee on Privileges and Elections.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Bruner, from the Committee on Revised Statutes—

An act annexing the town of East Maysville to the city of Maysville.

By Mr. Gorin, from the Committee on the Judiciary—

An act to incorporate the Logan County turnpike road company.

By Mr. J. D. Landrum, from the Committee on Education—

An act to incorporate Cecilian College, in Hardin county.

By Mr. C. T. Worthington, from the same committee—

An act to incorporate the Jessamine Female Institute.

By same—

An act to incorporate the Board of Education of the Louisville Annual Conference of the Methodist Episcopal Church, South.

By Mr. Wright, from the same committee—

An act to incorporate the Lexington Library Company.

By Mr. Cosby, from the Committee on Internal Improvement—

An act to incorporate the North Middletown and Owingsville turnpike road company.

By Mr. Halbert, from the same committee—

An act to incorporate the Ashland and Catlettsburg turnpike company.

By same—

An act to incorporate the Hillsboro and Phelps' Mill turnpike road company.

By Mr. Chandler, from the same committee—

An act to incorporate a turnpike road from Mitchellsburg, in Boyle county, to the town of Liberty, in Casey county.

By same—

An act to incorporate the Texas, Maxville, and Riley's Station turnpike road company.

By Mr. Stone, from the same committee—

An act to amend the charter of the Mt. Sterling and Howard's Mill turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Kentucky Mining, Lumber, and Manufacturing Company,

By same—

An act for the benefit of Ann Eliza King.

By Mr. Riffe, from the Committee on Religion—

An act authorizing a sale of Cooper's Run Church, in Bourbon county.

By Mr. Bruner, from the Committee on the Judiciary—

An act to amend the charter of the Swiss Benevolent Society of Louisville.

By same—

An act authorizing the trustees of the town of Columbia to appoint a marshal in case of vacancy.

By same—

An act to amend an act, entitled "An act to incorporate the Young Lodge of Free and Accepted Masons, in the town of Hodgenville."

By same—

An act to repeal so much of an act for the benefit of the towns of Scottsville and Franklin, approved January 27, 1863, as applies to Scottsville.

By Mr. Cleveland, from the Committee on Banks—

An act to incorporate the Tobacco Exchange Bank of Louisville.

By Mr. Gorin, from the Committee on the Judiciary—

An act to incorporate the Henderson Fair Company.

By Mr. Swigert, from the Committee on Internal Improvement—

An act for the benefit of H. O. Maraman and his associates, of Bullitt county.

With amendments to the last two named bills.

Which amendments were concurred in.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined sundry enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act incorporating the Kentucky Lumber Company.

An act to abolish the July term of the Clark circuit court.

An act to change the voting precinct in district No. 6, Crittenden county.

An act to incorporate Powhattan Hamm, No. 80, U. O. R. M.

An act to incorporate Herman Lodge, No. 137, A. D. O. H.

An act to repeal sections 1 and 2 of an act, entitled "An act concerning the police judge and town marshal of Greenville," approved February 13th, 1858.

An act making the Allensville Depot the voting place in the Allensville precinct, in Todd county.

An act to incorporate the Louisville railway company.

An act making Sharon Grove the voting place in Mt. Sharon district, in Todd county.

An act concerning the police judge and town marshal of Madisonville.

An act to amend an act to incorporate the town of Demossville, in Pendleton county.

An act to revive and amend an act incorporating the town of Nebo, in Hopkins county.

An act conferring civil jurisdiction on the police judge of Lovelaceville, in Ballard county.

An act to incorporate the Harrod's Creek and Sand Hill turnpike road company.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Lexington Observer and Reporter Printing Company.

An act to incorporate the United Baptist Church at Indian Creek, Monroe county.

An act for the benefit of Seth Parker and others.

An act to authorize the county court of Barren county to subscribe for stock for and in behalf of Barren county, in the Barren County railroad.

An act to amend the charter of the American Horse Insurance Company.

An act to incorporate the Bardstown Cemetery Company.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Leave was given to bring in the following bills, to-wit:

On motion of Mr. Wright—

1. A bill for the benefit of George T. Blakey, late sheriff of Logan county.

On motion of Mr. Bruner—

2. A bill for the benefit of E. R. Eskridge, late judge of the Breckinridge county court.

On motion of Mr. Swigert—

3. A bill to amend the charter of the Masonic Savings Institution of the city of Louisville.

On motion of Mr. W. J. Worthington—

4. A bill for the benefit of George W. Darlington, of Greenup county.

On motion of Mr. Bigger—

5. An act for the benefit of Thomas S. Poore, clerk of the Hickman circuit court.

On motion of same—

6. A bill for the benefit of Norton Brothers, of Paducah.

On motion of Mr. McKenzie—

7. A bill to incorporate the Christian Coal Company.

On motion of same—

8. A bill to incorporate the Hopkins Coal Company.

On motion of Mr. Winfrey—

9. A bill for the benefit of A. C. Cox, of Green county.

The Committee on Finance were directed to prepare and bring in the 1st and 9th; the Committee on the Revised Statutes the 2d; the

Committee on Banks the 3d, and the Committee on the Judiciary the 4th, 5th, 6th, 7th, and 8th.

Mr. Stone moved the following resolution, viz:

Resolved, That the Committee on Education of the Senate are hereby directed to visit the Feeble-minded Institute and examine into its management, the condition of the pupils, and report the same, and advise any legislation that they may deem necessary to further promote the usefulness of said institution.

Which was adopted.

Mr. J. J. Landram presented the petition of sundry citizens of Grant county, asking to be included in Gallatin county.

Which petition was received, the reading dispensed with, and referred to the Committee on County Courts.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Gorin, from the Committee on the Judiciary—

1. A bill to amend and reduce into one the several acts to incorporate and relating to the town of Flemingsburg.

By same—

2. A bill to incorporate the Parker Lead Company.

By same—

3. A bill to charter the Board of Internal Improvement for Barren county and for other purposes.

By same—

4. A bill to incorporate the Bramlette Mining and Smelting Company.

By Mr. Baker, from the Committee on County Courts—

5. A bill to further regulate the fees of county judges and justices of the peace.

By Mr. Harrison, from the Committee on the Judiciary—

6. A bill to regulate and designate the proper name and style of the Hope and Merchants' Insurance Companies.

By Mr. J. J. Landram, from the same committee—

7. A bill to amend an act, entitled "An act incorporating the town of Hustonville."

By Mr. Riffe, from the Committee on Religion—

8. A bill to incorporate the Christian Church at Mayfield.

By Mr. Bruner, from the Committee on Revised Statutes—

9. A bill to give immediate effect to the act amending the charter of the Louisville and Frankfort and Lexington and Frankfort railroad companies.

By Mr. Helm, from the Committee on Privileges and Elections—

10. A bill in relation to the election of members to the Fortieth Congress.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st, 2d, 3d, 4th, 6th, 7th, 8th, and 9th were ordered to be engrossed and read a third time; the 5th was ordered to be printed and placed in the orders of the day, and the 10th was ordered to be printed and made the special order of the day for Wednesday, the 31st inst., at 10¼ o'clock, A. M.

The constitutional provision as to the third reading of the first of the above named bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gorin, from the Committee on the Judiciary, to whom had been recommitted a bill from the House of Representatives, entitled

An act for the benefit of the heirs of Logan J. Bosley,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Gorin, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act to prevent the sale of liquor to minors,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That no person shall sell to any person under the age of twenty-one years any spirituous or vinous liquors, or the mixture of either, nor shall any tavern-keeper, coffee-house keeper, or other vender of ardent spirits by license, permit any minor to drink any spirituous or vinous liquor, or the mixture of either, upon his or her premises; and any person violating either of the provisions of this act shall be subject to a penalty of fifty dollars for each and every offense, recoverable in any court having jurisdiction of the amount, by warrant or indictment; and, if the offender be a tavern-keeper, coffee-house keeper, or other vender of ardent spirits by license, he shall also forfeit his license, and shall not be again licensed for the space of twelve months from the date of his conviction: *Provided, however*, That the license of said venders of ardent spirits shall not be forfeited if

the court is satisfied, from the evidence, and so enters of record, that the vender had reason to believe that the minor was of age.

Mr. C. T. Worthington then moved to amend said bill as follows:

In the first section, after the word "years," where it first occurs, and before the word "any," insert the words "or to any candidate for office, either for himself or other person."

And the question being taken thereon, it was decided in the negative.

Mr. Bigger then moved to amend the first section as follows:

After the word "premises," written in italics, and before the word "and," insert the following words: "Without the written order of the parent, guardian, or person having control of such infant."

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. O. P. Johnson and Garriott, were as follows, to-wit:

Those who voted in the affirmative, were—

N. R. Black,	W. W. Gardner,	J. D. Landrum,
Wm. S. Botts,	James W. Gorin,	W. W. McKenzie,
John B. Bruner,	W. C. Halbert,	George C. Riffe,
Joseph H. Chandler,	T. W. Hammond,	Philip Swigert,
F. L. Cleveland,	James Harrison,	Harrison Thompson,
Milton J. Cook,	Wm. Johnson,	C. T. Worthington,
W. A. Dudley,	Henry C. Lilly,	W. J. Worthington—21

Those who voted in the negative, were—

R. T. Baker,	Evan M. Garriott,	Elijah Patrick,
J. M. Bigger,	Wm. H. Grainger,	John A. Prall,
John G. Carlisle,	O. P. Johnson,	B. W. Stone,
Tho. P. Cardwell,	John J. Landram,	I. C. Winfrey,
Thos. B. Cochran,	John W. F. Parker,	George Wright—16.
A. D. Cosby,		

Resolved, That the title of said bill be as aforesaid.

Mr. W. W. Gardner appeared to-day and took his seat in the Senate.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been referred a resolution from the House of Representatives, entitled

Resolution appointing a joint committee to inquire into the expediency of giving State aid to railroads,

Reported the same, with the expression of opinion that said resolution should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Whereupon, Messrs. Wright, Harrison, and Helm were appointed said committee on the part of the Senate.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Philharmonic Society of Louisville.

By Mr. J. J. Landram, from the same committee—

An act to incorporate the St. Anthony's German Roman Catholic Relief Society of Louisville.

By same—

An act to incorporate the German St. Franziskur Xaverias Benevolent Society of Louisville.

By same—

An act to incorporate the Soldiers' and Sailors' National Union of Louisville.

With the expression of opinion that said bills ought not to pass.

And the question being taken upon ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Bigger, from the Committee on the Judiciary, reported a bill to amend chapter 38, of article 15, title "Fees of Witnesses and Commissioners," of the Revised Statutes.

Which was read the first time, as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That so much of chapter 38, of article 15, title "Fees of Witnesses and Commissioners," of the Revised Statutes, as restricts the right of a witness to claim in but one case, although summoned and attending in several suits at the same time and term, be, and the same is hereby, repealed, and that hereafter witnesses are allowed to claim in all suits in which they may be summoned.

§ 2. This act shall take effect from and after its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. O. P. Johnson and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	John J. Landram,
J. M. Bigger,	Evan M. Garriott,	John W. F. Parker,
William S. Botts,	William H. Grainger,	W. J. Worthington,
John G. Carlisle,	James Harrison,	George Wright—14.
Thos. B. Cochran,	O. P. Johnson,	

Those who voted in the negative, were—

N. R. Black,	W. C. Halbert,	John A. Prall,
John B. Bruner,	T. W. Hammond,	George C. Riffe,
Tho. P. Cardwell,	John L. Helm,	B. W. Stone,
Joseph H. Chandler,	Henry C. Lilly,	Philip Swigert,
F. L. Cleveland,	J. D. Landrum,	H. Thompson,
Wm. A. Dudley,	W. W. McKenzie,	I. C. Winfrey,
W. W. Gardner,	Elijah Patrick,	C. T. Worthington—22.
James W. Gorin,		

So the said bill was rejected.

Mr. Bruner, from the Committee on Revised Statutes, to whom had been referred a bill from the Senate, entitled

An act to amend the charter of the town of Athens, in Fayette county,

Together with the amendment proposed by the House of Representatives,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

A message in writing was received from the Governor by Mr. VanWinkle, Secretary of State.

Said message was taken up and read as follows, viz:

EXECUTIVE OFFICE, FRANKFORT, January 21, 1867.

Gentlemen of the Senate:

On the 18th instant there was laid before me an enrolled bill, which originated in the Senate, entitled "An act to increase the jurisdiction of the presiding judge of the county court of Fayette county;" which provides as follows, viz:

"§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the presiding judge of the Fayette county court is hereby given jurisdiction concurrent with that of the circuit courts of this Commonwealth, in all cases where the penalty is a fine of

three hundred dollars or less, or imprisonment for six months or less, or both. In all such cases trial and conviction may be had upon a warrant issued as is now required by law; but the defendant shall have the right to a trial by jury.

"§ 2. That this act shall apply to Fayette county, and take effect from its passage."

This bill does not provide for a "grand jury" to prefer indictments for "indictable offenses;" nor does any general law provide for a grand jury before a presiding judge of a county court. The mode of proceeding is exclusively by "*information*" in the nature of a warrant, based upon affidavit.

The manifold abuses of power under proceedings by "information," which preceded our revolutionary struggle for independence, caused our ancestors to more carefully guard the citizen against them, by the adoption of the following provision in the Federal Constitution, viz: "Art. V. § 1. No person shall be held to answer for a capital or otherwise infamous crime, unless on a presentment or indictment of a grand jury, except in cases arising in the land or naval forces, or in the militia when in actual service in time of war or public danger." &c.

In the formation of our State Constitution, the framers of our first, second, and new Constitution, threw additional guards around the security of the citizen against malicious and groundless prosecutions, each of which adopted, in the same words, the following provision: First Constitution, art. 12, section 11; second Constitution, art. 10, section 11, and new Constitution, art. 13, section 13: "*That no person shall, for any indictable offense, be proceeded against criminally by* INFORMATION, *except in cases arising in the land or naval forces, or in the militia when in actual service, in time of war or public danger, or by leave of the court, for oppression or misdemeanor in office.*"

This clause was intended to, and, if enforced, does secure the citizens of Kentucky against prosecutions for "indictable" offenses except by indictment—in all cases but those expressly excepted in the section above quoted. The jurisdiction proposed to be conferred in the bill before me can embrace none but "*indictable*" offenses, because of such only have the circuit courts jurisdiction.

That the practice has been different constitutes no sufficient argument for either the continuance or enlargement of the violation.

It will not do to say, that, because jurisdiction to punish riots, routs, unlawful assemblies, and other "indictable offenses," by justices of the peace, upon information and warrant, has so long prevailed as thereby to constitute the construction of this provision of the Constitution; therefore we will continue such legislation. To guard against all proceedings by information, for indictable offenses, was the danger and evil intended to be remedied; and no length of acquiescence can avoid the letter and spirit of the Constitution.

The question has never been raised in the Court of Appeals, except incidentally in the case of *Harrison vs. Chiles*, 3 *Littell's Reports*. In that case it was a proceeding by motion against a clerk to recover for an illegal fee bill. This being a civil proceeding for the redress of a

private grievance, it was properly held that the constitutional inhibition did not apply. But the court, in considering the case, says: "It will be conceded, that the words *criminal prosecutions* do, in these classes, include all proceedings for offenses against government, for misdemeanors only, and penalties imposed by statutes, on account of *mala prohibita*, as well as the higher grades of crimes, termed felonies and treason." (*Page* 197.)

There were and are but three modes of "criminal proceeding" known to the law, viz: indictment, presentment of a grand jury, and information. The first is *found* by the grand jury to be "a true bill;" the second is *made* by the grand jury; the third is an accusation preferred by the proper officer without the intervention of a grand jury, or by information in the form of affidavit or deposition taken before the magistrate or justice of the peace, upon which to base a warrant. With these legal distinctions before us, no one can fail to perceive the prohibition of the Constitution against the jurisdiction proposed to be conferred by the bill under consideration.

Fully appreciating the present necessity of relieving the circuit courts of the large accumulation of indictments for misdemeanors, which consume the term of the court to the exclusion of other important business, it will afford me pleasure to co-operate with the General Assembly in the passage of any law sanctioned by the Constitution, which will have the effect of relieving the dockets.

Without presuming to dictate any mode, it may not be deemed mistimed to suggest, that the constitutional objection may be obviated, by authorizing the empanneling of a grand jury by the presiding judge to prefer indictments; or by requiring all indictments found in the circuit court for misdemeanors to be transferred to the presiding judge of the county court for trial—requiring jury, as in other cases, to try.

The constitutional objection to the bill under consideration being insuperable, as at present shaped, I return the same to the Senate in which it originated with these my objections to its passage.

THO. E. BRAMLETTE, *Governor of Kentucky.*

The question was then taken, "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?" and it was decided in the negative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

In the affirmative—none.

Those who voted in the negative, were—

R. T. Baker,	James W. Gorin,	John W. F. Parker,
J. M. Bigger	Wm. H. Grainger,	Elijah Patrick,
N. R. Black,	W. C. Halbert,	John A. Prall,
William S. Botts,	T. W. Hammond,	George C. Riffe,
John B. Bruner,	James Harrison,	B. W. Stone,
John G. Carlisle,	John L. Helm,	Philip Swigert,
Thomas P. Cardwell,	O. P. Johnson,	Harrison Thompson,
F. L. Cleveland,	Henry C. Lilly,	I. C. Winfrey,

Thos. B. Cochran,	John J. Landram,	C. T. Worthington,
Milton J. Cook,	J. D. Landrum,	W. J. Worthington,
W. W. Gardner,	W. W. McKenzie,	George Wright—34.
Evan M. Garriott,		

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to regulate the sales of tobacco in the city of Louisville,

Together with the amendment heretofore proposed by Mr. Wright.

After some discussion had thereon, Mr. Cochran moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to further regulate the sales of tobacco in the city of Louisville," approved February 27th, 1865, be, and the same is hereby, re-enacted, and shall continue in force till repealed or modified.

The amendment proposed by Mr. Wright reads as follows, viz:

Add to the bill the following proviso:

Provided, That in all cases where the tobacco weighs more on delivery to the merchant or purchaser than it weighed when *first* weighed on account of the planter, the owner of the warehouse shall pay the planter for the greatest weight. This proviso shall be considered as part of this act, and in full force from its passage.

The question was then taken on the adoption of the amendment proposed by Mr. Wright, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	T. W. Hammond,	Elijah Patrick,
A. D. Cosby,	O. P. Johnson,	C. T. Worthington,
James W. Gorin,	Wm. Johnson,	George Wright—11.
W. C. Halbert,	John W. F. Parker,	

Those who voted in the negative, were—

R. T. Baker,	Wm. A. Dudley,	J. D. Landrum,
J. M. Bigger,	W. W. Gardner,	W. W. McKenzie,
William S. Botts,	Even M. Garriott,	George C. Riffe,
John G. Carlisle,	W. H. Grainger,	B. W. Stone,
Jos. H. Chandler,	James Harrison,	Philip Swigert,
F. L. Cleveland,	John L. Helm,	Harrison Thompson,
Thos. B. Cochran,	John J. Landram,	I. C. Winfrey—21.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

In pursuance of adjournment, the two Houses of the General Assembly met in joint session in the Hall of the House of Representatives for the purpose of executing the joint order of the day, the election of United States Senator—there being present and voting a majority of all the members elected to each House—and after the Journals of yesterday had been read by the Clerk, the Presiding Officer of the body announced that, as no one had as yet received a majority of all the votes given, they would now proceed to take another ballot.

The vote was then taken, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger,	Wm. L. Conklin,	Henry D. McHenry,
John G. Carlisle,	Thomas H. Corbett,	Hugh Newell,
Thos. B. Cochran,	James M. Corbin,	John W. Oglevie,
A. D. Cosby,	Wm. H. Covington,	George M. Priest,
Evan M. Garriott,	Joseph W. Davis,	Jos. B. Read,
John L. Helm,	W. P. Duvall,	Wm. H. Reynolds,
Wm. Johnson,	James P. Ford,	Fenton Sims,
Charles Alexander,	Chas. S. Green,	Theodore Thompson,
Richard Bell,	J. R. Hewlett,	Isaac C. Vanmeter,
Willis R. Bradley,	R. C. Hudson,	Josiah Veech,
James Brien,	J. Fry Lawrence,	A. H. Willingham,
W. P. D. Bush,	J. D. Lillard,	Jos. B. Woolfolk,
Isaac Calhoon,	John B. McDowell,	H. S. Wright—41.
B. F. Cockrill,	Milton McGrew,	

Those who voted for Mr. Harding, were—

Wm. S. Botts,	George Wright,	W. J. Lusk,
John B. Bruner,	Mr. SPEAKER (Taylor),	P. A. Lyon,
Jos. H. Chandler,	B. F. Buckner,	John F. McMillan,
F. L. Cleveland,	Geo. W. Carlisle,	A. J. Mershon,
Wm. A. Dudley,	W. G. Connor,	W. E. Parrott,
James W. Gorin,	Chas. R. Craycroft,	Geo. Poindexter,
W. C. Halbert,	Robert T. Davis,	P. J. Potter,
T. W. Hammond,	John Draffin,	Jesse H. Rodman,
James Harrison,	W. H. Gardner,	J. A. Rousseau,
John J. Landram,	John J. Gatewood,	John R. Thomas,
W. W. McKenzie,	James Harlan, jr.,	B. F. Trabue,
George C. Riffe,	H. G. Harris,	Thomas W. Varnon,
B. W. Stone,	James R. Hindman,	Isaac N. Webb,
Philip Swigert,	Wm. S. Hodges,	Frank L. Wolford,
H. Thompson,	Urban E. Kennedy,	James Wood,
I. C. Winfrey,	B. D. Lacy,	Bryan R. Young—49.
C. T. Worthington,		

Those who voted for Mr. Bristow, were—

R. T. Baker,	Martin Bijur,	Wm. J. Moores,
N. R. Black,	P. H. C. Bruce,	Lewis Myers,

T. P. Cardwell, D. J. Burchett, Reuben Patrick,
Milton J. Cook, D. R. Carr, John H. Reynolds,
Wm. H. Grainger, U. P. Degman, John B. Riggs,
O. P. Johnson, Chas. B. Faris, M. J. Roark,
Henry C. Lilly, James W. Finnie, John D. Russell,
J. D. Landrum, J. W. Gault, B. F. Shephard,
John W. F. Parker, John M. Gray, J. D. Shutt,
Elijah Patrick, L. M. Hazelip, H. G. Van Seggern,
John A. Prall, B. W. S. Huffaker, Jackson Veatch,
W. J. Worthington, Moses B. Lacey, George H. Whitten,
J. M. Armstrong, Wm. McDaniel, John A. Yandell—40.
Elijah C. Baker,

For Mr. Robinson—W. W. Gardner.

On motion, the joint session was dissolved to meet again on to-morrow at 12 o'clock, M.

And then the Senate adjourned.

WEDNESDAY, JANUARY 23, 1867.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act to incorporate the Evansville, Henderson, and Nashville railroad company.

2. An act, entitled "An act to direct the Secretary of State to purchase the Digest of the Decisions of the Court of Appeals of this State prepared by M. H. Cofer."

3. An act allowing the Ohio county court to establish an additional election and justices' district in said county.

4. An act changing the line between voting districts in Adair county.

5. An act for the benefit of Henry Fry, of Boone county.

6. An act for the benefit of John H. Pinner, of Graves county.

7. An act to allow Andrew J. Gibony, late judge of Casey county, to solemnize the rites of matrimony.

8. An act for the benefit of the jailer of Anderson county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Internal Improvement; the 2d and 6th to the Committee on the Judiciary; the 3d and 4th to the Committee on Privileges and Elections; the 5th to the Committee on Finance, and the 7th and 8th to the Committee on Revised Statutes.

A message was also received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to a bill from the House of Representatives, entitled

An act to incorporate the Merchants' and Traders' Insurance Company.

The Speaker, in pursuance of a resolution from the House of Representatives, and concurred in by the Senate, in relation to the subject of railroads of the State, appointed Messrs. Dudley and Wright as the committee on the part of the Senate.

Mr. J. J. Landram moved to reconsider the vote by which the Senate on yesterday disagreed to bills from the House of Representatives of the following titles, viz:

An act to incorporate the St. Anthony's German Roman Catholic Relief Society of Louisville.

An act to incorporate the German St. Franziskur Xaverias Benevolent Society of Louisville.

An act to incorporate the Philharmonic Society of Louisville.

An act to incorporate the Soldiers' and Sailors' National Union of Louisville.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

Ordered, That said bills be recommitted to the Committee on the Judiciary.

A message was received from the Governor by Mr. VanWinkle, Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to authorize the county court of Barren county to subscribe for stock for and in behalf of Barren county in the Barren County railroad.

An act to amend the charter of the American Horse Insurance Company.

An act to incorporate the United Baptist Church at Indian Creek, in Monroe county.

An act for the benefit of Seth Parker and others.

An act to incorporate the Bardstown Cemetery Company.

An act to incorporate the Lexington Observer and Reporter Printing Company.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Cleveland, from the Committee on Banks—

A bill to amend the charter of the Masonic Savings Institution of the city of Louisville.

By Mr. Botts, from the Committee on Finance—

A bill for the benefit of George T. Blakey.

By Mr. C. T. Worthington, from the same committee—

A bill to prevent the sale of spirituous, malt, or vinous liquors in the town of Grundy or within one mile of its limits.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Garriott, from the Committee on Propositions and Grievances, reported a bill for the benefit of Pleasant Howard.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That Pleasant Howard, of Taylor county, is hereby allowed and authorized to keep a bar-room separate and apart from his tavern-house in said county, without incurring the penalty now provided for by law: *Provided*, That this act shall not authorize said Howard to keep a bar without having a regular tavern license, and to be subject to all the pains and penalties as now provided for by law for disorderly conduct about his house or bar so detached: *Provided further*, That said bar-room shall not be exceeding in distance 200 yards from said tavern-house or across any street or turnpike road.

§ 2. This act to take effect from its passage.

Mr. Bigger moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Chandler and Cleveland, were as follows, to-wit:

Those who voted in the affirmative, were—

R. T. Baker,	W. A. Dudley,	John W. F. Parker,
J. M. Bigger,	W. W. Gardner,	Elijah Patrick,
N. R. Black,	James W. Gorin,	John A. Prall,
Wm. S. Botts,	James Harrison,	George C. Riffe,
John B. Bruner,	Wm. Johnson,	B. W. Stone,
John G. Carlisle,	Henry C. Lilly,	W. J. Worthington,
F. L. Cleveland,	J. D. Landrum,	George Wright—23.
A. D. Cosby,	W. W. McKenzie,	

Those who voted in the negative, were—

Tho. P. Cardwell,	Wm. H. Grainger,	Philip Swigert,
Joseph H. Chandler,	W. C. Halbert,	Harrison Thompson,
Thos. B. Cochran,	T. W. Hammond,	I. C. Winfrey,
Milton J. Cook,	O. P. Johnson,	C. T. Worthington—14.
Evan M. Garriott,	John J. Landram,	

So said bill was rejected.

Mr. Swigert, from the Committee on Finance, asked to be discharged from the further consideration of a bill from the House of Representatives, entitled

An act authorizing A. C. Simmons and wife to adopt Susan Singer as their lawful child, and declaring said Susan Singer capable in law of inheriting from them,

Which was granted.

Ordered, That said bill be referred to the Committee on the Judiciary.

Mr. Bruner, from the Committee on Revised Statutes, to whom had been referred bills from the House of Representatives, of the following titles, viz:

An act for the benefit of the marshals of this Commonwealth.

An act to amend the law in relation to shooting on the Sabbath day,

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Wright, from the Committee on Agriculture and Manufactures, to whom was referred a bill from the House of Representatives, entitled

An act to incorporate the Kentucky Poultry Company,

Reported the same without amendment.

Mr. Cleveland moved to amend said bill.

Mr. Dudley moved to lay said bill and amendment on the table.

And the question being taken thereon, it was decided in the affirmative.

The Speaker laid before the Senate the response of the President of the Board of Internal Improvement to certain interrogatories propounded in a resolution of the Senate.

The Senate took up for consideration the amendment proposed by the House of Representatives to a resolution from the Senate in relation to an examination into the affairs of the Institution for the Blind.

Which was twice read and concurred in.

Whereupon, Messrs. Harrison and Bigger were appointed the Committee on the part of the Senate to investigate said matter.

The Senate took up for consideration the report of the Committee in relation to the removal of the Seat of Government.

Sundry amendments were proposed, and, after some discussion had thereon,

Ordered, That the further consideration of the subject be postponed until to-morrow at 10½ o'clock.

Leave was given to bring in the following bills, viz:

On motion of Mr. Bigger—

1. A bill to incorporate the Trade Bank.

On motion of same—

2. A bill to increase the compensation of witnesses.

On motion of Mr. Lilly—

3. A bill imposing a penalty upon any court who shall hereafter grant a license to keep a tavern to any person not of good moral character.

On motion of Mr. Bruner—

4. A bill to amend the charter of the town of Cloverport.

On motion of Mr. Baker—

5. A bill for the benefit of Samuel T. Miles, of Campbell county.

On motion of Mr. Swigert—

6. A bill for the benefit of the Woodford County Agricultural Society.

On motion of Mr. Botts—

7. A bill to amend an act, entitled "An act to incorporate Fleming College."

On motion of Mr. McKenzie—

8. A bill for the benefit of Wm. M. Shipp, of Christian county.

On motion of Mr. Gardner—

9. A bill for the benefit of Wm. Willson, late sheriff of Union county.

On motion of same—

10. A bill for the benefit of S. A. Davis, late sheriff of Union county.

On motion of Mr. Winfrey—

11. A bill to amend the charter of the Columbia and Burksville turnpike road company.

On motion of Mr. Cleveland—

12. A bill to amend the charter of the Bank of Columbia, in Adair county.

On motion of Mr. Patrick—

13. A bill for the benefit of Nathaniel P. Lisner, Wm. E. Vanhears, and David K. Conley, of Johnson county.

On motion of Mr. J. J. Landram—

14. A bill to amend an act, entitled "An act for the benefit of the several county courts of this State," approved January 22, 1866.

The Committee on the Judiciary were directed to prepare and bring in the 1st, 2d, and 7th; the Committee on County Courts the 3d and 14th; the Committee on Revised Statutes the 4th; the Committee on Finance the 5th, 8th, 9th, and 10th; the Committee on Agriculture and Manufactures the 6th; the Committee on Internal Improvement the 11th; the Committee on Banks the 12th, and the Committee on Military Affairs the 13th.

The following petitions were presented, viz:

By Mr. Stone—

1. The petition of sundry citizens of Tompkinsville, asking the passage of an act authorizing the trustees of said town to appropriate certain funds to aid in rebuilding a seminary.

By Mr. Gardner—

2. The petition of sundry citizens of Union county, asking the establishment of an additional voting precinct.

By Mr. Wm. Johnson—

3. The petition of citizens of Perryville, asking the passage of an act incorporating said town.

Which petitions were severally received, the reading dispensed with, and referred—the 1st to the Committee on the Judiciary, and the 2d and 3d to the Committee on Propositions and Grievances.

Mr. Gardner moved the following resolution, viz:

Resolved, That the Committee on County Courts be instructed to inquire into the necessity of enacting a law requiring county judges to give bond, with security, for the faithful performance of their duties.

Which was adopted.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined sundry enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to change the line between Jeffersonville and Levee precincts.

An act to amend the charter of the People's Bank of Kentucky.

An act to incorporate the Logan County turnpike road company.

An act fixing the compensation of sheriffs and collectors for collecting the revenue.

An act to continue in force an act approved February 25th, 1865, concerning surveyors' fees.

An act for the benefit of G. S. Jones, sheriff of Marshall county.

An act to amend an act for the benefit of Garrard county.

An act for the benefit of L. A. Smithwick, late clerk of Monroe county.

An act to fix the time of holding the Hart county quarterly court.

An act for the benefit of G. W. Goodrum, late sheriff of Marion county.

An act annexing the town of East Maysville to the city of Maysville.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend chapter 99, Revised Statutes, title "Taverns and Tippling-houses."

An act concerning the Court of Appeals.

An act for the benefit of D. B. Moore, sheriff of Taylor county.

An act to reduce into one the several acts regarding the Butler Seminary.

An act in relation to proceedings against turnpike roads in which the State owns an interest.

An act for the benefit of the Green and Taylor County turnpike company.

An act for the benefit of turnpike roads leading from Lebanon and Burksville.

An act to amend an act, entitled "An act to amend the road law in Bracken county," approved February 8th, 1864.

An act for the benefit of the trustees of the town of Irvine.

An act to amend chapter 1, title 14, of the Civil Code of Practice.

An act to amend an act to incorporate the Louisville Conference High School in the town of Hardinsburg.

An act to repeal the charter of the Nashville and Rowena Coal and Lumber Company.

An act to incorporate the People's Fire and Marine Insurance Company of Paducah.

An act to incorporate the Benedictine Society of St. Joseph's Church at Covington.

An act to charter the Louisville and Black Hawk Colorado Mining Company.

An act to charter the Citizens' Market-house of Louisville.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. Dudley, from the Committee on Revised Statutes—

An act to amend an act to incorporate the Salomon Gas Company, approved January 16th, 1866.

By Mr. Thompson, from the Committee on Agriculture and Manufactures—

An act for the benefit of the Joint Stock Agricultural and Mechanical Association of Madison county.

By Mr. Botts, from the Committee on Finance—

An act to amend an act for the benefit of the sureties of W. J. Field, late sheriff of Carter county.

By same—

An act for the benefit of Jonathan Lewis, late sheriff of Harlan county.

By Mr. C. T. Worthington, from the same committee—

An act for the benefit of Robert J. Dawson, of Mason county.

By same—

An act for the benefit of A. H. Buckner.

By Mr. Swigert, from the same committee—

An act for the benefit of Robert Hamilton, sheriff of Perry county.

By Mr. Dudley, from the Committee on Revised Statutes—

An act to incorporate the town of Whitesville, in Daviess county.

By same—

An act to amend the charter of the town of Catlettsburg.

By Mr. Carlisle, from the same committee—

An act to incorporate the town of Slaughtersville, in Webster county.

By Mr. Harrison, from the Committee on the Judiciary—

An act to extend the charter of the Louisville Gas Company.

By same—

An act to incorporate the Ohio River Telegraph Company.

By Mr. Bigger, from the same committee—

An act to incorporate the Lawrence County Mining, Manufacturing, and Transportation Company.

With amendments to the last six named bills.

Which amendments were concurred in.

Ordered, That said bills, the last six as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

In pursuance of adjournment, the two Houses of the General Assembly met in joint session in the Hall of the House of Representatives for the purpose of executing the joint order of the day, the election of United States Senator—there being present and voting a majority of all the members elected to each House—and after the Journals of yesterday had been read by the Clerk, the Presiding Officer of the body announced that, as no one had as yet received a majority of all the votes given, they would now proceed to take another ballot.

The vote was then taken, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger.	Wm. L. Conklin,	Milton McGrew,
John G. Carlisle,	Thos. H. Corbett,	Henry D. McHenry,
Thomas B. Cochran,	James M. Corbin,	Hugh Newell,

A. D. Cosby,	Wm. H. Covington,	John W. Oglevie,
Evan M. Garriott,	Chas. R. Craycroft,	George M. Priest,
John L. Helm,	Joseph W. Davis,	Jos. B. Read,
Wm. Johnson,	W. P. Duvall,	W. H. Reynolds,
Charles Alexander,	James P. Ford,	Fenton Sims,
Richard Bell,	Charles S. Green,	Theodore Thompson,
Willis R. Bradley,	J. R. Hewlett,	Isaac C. Vanmeter,
Wm. A. Brann,	R. C. Hudson,	Josiah Veech,
James Brien,	J. Fry Lawrence,	A. H. Willingham,
W. P. D. Bush,	J. D. Lillard,	Jos. B. Woolfolk,
Isaac Calhoon,	John B. McDowell,	Haydon S. Wright—43.
Benj. F. Cockrill,		

Those who voted for Mr. Harding, were—

William S. Botts,	C. T. Worthington,	W. J. Lusk,
John B. Bruner,	George Wright,	P. A. Lyon,
Joseph H. Chandler,	Mr. SPEAKER (Taylor),	John F. McMillan,
F. L. Cleveland,	B F. Buckner,	A. J. Mershon,
Wm. A. Dudley,	Geo. W. Carlisle,	W. E. Parrott,
James W. Gorin,	W. G. Connor,	Geo. Poindexter,
W. C. Halbert,	Robert T. Davis,	P. J. Potter,
T. W. Hammond,	John Draffin,	Jesse H. Rodman,
James Harrison,	W. H. Gardner,	J. A. Rousseau,
John J. Landram,	John J. Gatewood,	John R. Thomas,
W. W. McKenzie,	James Harlan, jr.,	B. F. Trabue,
George C. Rifle,	H. G. Harris,	Thomas W. Varnon,
B. W. Stone,	James R. Hindman,	Isaac N. Webb,
Philip Swigert,	Wm. S. Hodges,	Frank L. Wolford,
Harrison Thompson,	Urban E. Kennedy,	James Wood,
I. C. Winfrey,	B. D. Lacy,	Bryan R. Young—48.

Those who voted for Mr. Bristow, were—

R. T. Baker,	Elijah C. Baker,	Wm. J. Moores,
N. R. Black,	P. H. C. Bruce,	Lewis Myers,
Tho. P. Cardwell,	D. J. Burchett,	R. Patrick,
Milton J. Cook,	D. R. Carr,	J. H. Reynolds,
Wm. H. Grainger,	U. P. Degman,	John B. Riggs,
O. P. Johnson,	Ch: s. B. Faris,	M. J. Roark,
Henry C. Lilly,	James W. Finnie,	John D. Russell,
J. D. Landrum,	J. W. Gault,	B. F. Shephard,
John W. F. Parker,	John M. Gray,	J. D. Shutt,
Elijah Patrick,	L. M. Hazelip,	H. G. Van Seggern,
John A. Prall,	B.W. S. Huffaker,	Jackson Veatch,
W. J. Worthington,	Moses B. Lacey,	Geo. H. Whitten,
J. M. Armstrong,	Wm. McDaniel,	John A. Yandell—39.

For Mr. Robinson—W. W. Gardner.

No one in nomination having received a majority of all the votes cast, the body proceeded to take another vote, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger,	Wm. L. Conklin,	Milton McGrew,
John G. Carlisle,	Thomas H. Corbett,	Henry D. McHenry,

Thos. B. Cochran,	James M. Corbin,	Hugh Newell,
A. D. Cosby,	Wm. H. Covington,	John W. Oglevie,
Evan M. Garriott,	Chas. R. Craycroft,	George M. Priest,
John L. Helm,	Joseph W. Davis,	Jos. B. Read,
Wm. Johnson,	W. P. Duvall,	Wm. H. Reynolds,
Charles Alexander,	James P. Ford,	Fenton Sims,
Richard Bell,	Chas. S. Green,	Theodore Thompson,
Willis R. Bradley,	J. R. Hewlett,	Isaac C. Vanmeter,
Wm A. Brann,	R. C. Hudson,	Josiah Veech,
James Brien,	J. Fry Lawrence,	A. H. Willingham,
W. P. D. Bush,	J. D. Lillard,	Jos. B. Woolfolk,
Isaac Calhoon,	John B. McDowell,	H. S. Wright—43.
B. F. Cockrill,		

Those who voted for Mr. Harding, were—

Wm. S. Botts,	C. T. Worthington,	W. J. Lusk,
John B. Bruner,	George Wright,	P. A. Lyon,
Jos. H. Chandler,	Mr. SPEAKER (Taylor),	John F. McMillan,
F. L. Cleveland,	B. F. Buckner,	A. J. Mershon,
Wm. A. Dudley,	Geo. W. Carlisle,	W. E. Parrott,
James W. Gorin,	W. G. Connor,	Geo. Poindexter,
W C. Halbert,	Robert T. Davis,	P. J. Potter,
T. W. Hammond,	John Draffin,	Jesse H. Rodman,
James Harrison,	W. H. Gardner,	J. A. Rousseau,
John J. Landram,	John J. Gatewood,	John R. Thomas,
W. W. McKenzie,	James Harlan, jr.,	B. F. Trabue,
George C. Rifle,	H. G. Harris,	Thomas W. Varnon,
B. W. Stone,	James R. Hindman,	Isaac N. Webb,
Philip Swigert,	Wm. S. Hodges,	Frank L. Wolford,
H. Thompson,	Urban E. Kennedy,	James Wood,
I. C. Winfrey,	B. D. Lacy,	Bryan R. Young—48.

Those who voted for Mr. Bristow, were—

R. T. Baker,	Elijah C. Baker,	Wm. J. Moores,
N. R. Black,	P. H. C. Bruce,	Lewis Myers,
T. P. Cardwell,	D. J. Burchett,	Reuben Patrick,
Milton J. Cook,	D. R. Carr,	John H. Reynolds,
Wm. H. Grainger,	U. P. Degman,	John B. Riggs,
O. P. Johnson,	Chas. B. Faris,	M. J. Roark,
Henry C. Lilly,	James W. Finnie,	John D. Russell,
J. D. Landrum,	J. W. Gault,	B. F. Shephard,
John W. F. Parker,	John M. Gray,	J. D. Shutt,
Elijah Patrick,	L. M. Hazelip,	H. G. Van Seggern,
John A. Prall,	B. W. S. Huffaker,	Jackson Veatch,
W. J. Worthington,	Moses B. Lacey,	George H. Whitten,
J. M. Armstrong,	Wm. McDaniel,	John A. Yandell—39.

For Mr. Robinson—W. W. Gardner.

On motion, the joint session was dissolved to meet again on to-morrow at 12 o'clock, M.

And then the Senate adjourned.

THURSDAY, JANUARY 24, 1867.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act to amend the charter of the Masonic Savings Institution of Louisville.

That they had passed a bill, entitled

An act for the benefit of C. S. Bosley.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Ordered, That said bill be referred to the Committee on Finance.

Leave was given to bring in the following bills, to-wit:

On motion of Mr. Lilly—

1. A bill for the benefit of W. A. Lindsey, proprietor of the Broadway Hotel, Lexington, Kentucky.

On motion of Mr. Grainger—

2. A bill to incorporate the People's Transportation Company.

On motion of Mr. Helm—

3. A bill to amend the law authorizing a license to wholesale peddling.

The Committee on the Judiciary was directed to prepare and bring in the 1st; the Committee on Revised Statutes the 2d, and Messrs. Helm, Bigger, and Cosby the 3d.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Harrod's Creek and Sand Hill turnpike road company.

An act to incorporate Powhattan Hamm, No. 80, U. O. R. M.

An act to incorporate Herman Lodge, No. 137, A. D. O. H.

An act incorporating the Kentucky Lumber Company.

An act to repeal sections 1 and 2 of an act, entitled "An act concerning the police judge and town marshal of Greenville," approved February 13th, 1858.

An act to abolish the July term of the Clark circuit court.

An act to change the voting precinct in district No. 6, Crittenden county.

An act making the Allensville Depot the voting place in the Allensville precinct, in Todd county.

An act making Sharon Grove the voting place in Mt. Sharon district, in Todd county.

An act to amend an act to incorporate the town of Demossville, in Pendleton county, approved March 3, 1863.

An act conferring civil jurisdiction on the police judge of Lovelaceville, in Ballard county.

An act to revive and amend an act incorporating the town of Nebo, in Hopkins county.

An act concerning the police judge and town marshal of Madisonville.

An act to incorporate the Louisville railway company.

An act to amend the charter of the Twelve Mile turnpike company, approved March 1st, 1854.

Resolution in relation to establishing a house of refuge in this Commonwealth.

The Speaker laid before the Senate the report of the Kentucky and Louisville Mutual Insurance Company.

[*For Report—see House Journal of* 1867, *p.* 221.]

Mr. J. J. Landram presented the remonstrance of sundry citizens of Grant county, remonstrating against the petition of sundry citizens of said county to be attached to Gallatin county.

Which was received, the reading dispensed with, and referred to the Committee on County Courts.

Mr. Bigger read and laid on the table the following joint resolutions.

The rule of the Senate being dispensed with, said resolutions were taken up and read as follows, viz:

WHEREAS, The Congress of the United States, on the 24th day of February, 1864, appropriated a sum not exceeding three hundred dollars, as compensation to slave-owners of the Southern States for each slave that had been, or should thereafter be, enlisted or drafted into the military service of the Untied States, in the late civil war, which appropriation, though greatly inadequate, if fairly paid out, would amount to many millions of dollars; and whereas, the Thirty-Ninth Congress of the United States are, by legislative action, attempting to suspend all payments under the said act making said appropriation, and the act has passed the House of Representatives and is now before the Senate for consideration and action; and whereas, this

action on the part of the Radical party in Congress is believed by the people of the Commonwealth of Kentucky to be a preliminary step, on their part, preparatory to a full repeal of the said act of appropriation aforesaid; therefore, be it

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the State of Kentucky does most solemnly protest against the passage, by the Congress of the United States, of any law suspending, repealing, or in any way interfering with said act of appropriation, except to enlarge the scope and meaning of said act so as to include all the slave-owners of the United States where slaves have been made free by the late civil war; and does most solemnly declare, that the Congress of the United States, in thus attempting, by legislative action, to suspend payment to slave-owners of the Southern States of the greatly inadequate sum appropriated to them as compensation for such of their slaves as had been enlisted or drafted into the military service of the United States by the act of Congress aforesaid, are guilty of a gross violation of the plighted faith of Congress and the nation to the slave-owners of the Southern States; and, should the Congress of the United States pass said act, it will be regarded by the Commonwealth of Kentucky as a direct repudiation of said appropriation by the General Government, and would add one more to the many outrages that has been visited upon the Commonweath of Kentucky by the Radical party that now has the control of the Congress of the nation, and would offer a strong and powerful inducement and example to the people of Kentucky and the Southern States to repudiate the national debt.

2. *Resolved*, That His Excellency Thomas E. Bramlette, Governor of this Commonwealth, be requested to have a copy of these resolutions laid before both Houses of Congress.

Ordered, That said resolutions be printed and placed in the orders of the day.

Mr. Chandler read and laid on the table a resolution in relation to the final adjournment of the present General Assembly.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Lilly, from the Committee on Finance—

An act for the benefit of the estate of D. L. Miller, deceased, late sheriff of Ohio county.

By same—

An act for the benefit of Francis Catron, late sheriff of Knox county,

By Mr. Garriott, from the Committee on Propositions and Grievances—

An act declaring Sexton creek, in Clay county, a navigable stream,

By same—

An act to establish the county of Henrietta.

By Mr. Riffe, from the Committee on Religion—

An act to incorporate the First German Methodist Episcopal Church of Covington.

By same—

An act for the benefit of the trustees of the Baptist Church of Christ at Viney Fork, in Madison county.

By Mr. Bruner, from the Committee on Revised Statutes—

An act amending an act to punish certain trespasses in Jefferson, Scott, Mason, Kenton, Campbell, and Woodford counties, approved December 23, 1861, and extending its provisions to Henry, Bourbon, and Franklin counties.

By Mr. Harrison, from the Committee on the Judiciary—

An act to amend the charter of the town of Brooksville, Bracken county.

By same—

An act allowing the trustees of the town of Bowling Green to convey a portion of Washington street.

By same—

An act to incorporate the Sisters of the Good Shepherd of Louisville.

By same—

An act to incorporate the Louisville Builders' Association.

By same—

An act to incorporate Pleasureville Lodge, No. 410, of Free and Accepted Masons.

By same—

An act to amend the charter of the town of Harrodsburg.

By same—

An act to amend the charter of the United Life, Fire, and Marine Insurance Company.

By same—

An act to incorporate the Russellville Stone-quarry Company.

By same—

An act to incorporate the Evansville, Henderson, and Nashville railroad company.

With amendments to the last two named bills.

Which amendments were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. J. J. Landram, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to discontinue a certain street in the town of Catlettsburg, in Boyd county,

Reported the same, with an amendment as a substitute for said bill.

Which was concurred in.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bigger, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to direct the Secretary of State to purchase the Digest of the Decisions of the Court of Appeals of this State prepared by M. H. Cofer,

Reported the same without amendment.

Said bill was then read the third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Secretery of State be, and is hereby, directed to purchase of the author, for the use of this Commonwealth, one thousand copies of the Supplemental Digest of the Decisions of the Court of Appeals of this State, prepared by M. H. Cofer, at the price of five dollars per copy.

§ 2. That, as said books are delivered to the Secretary at his office, he shall examine them, and, if they are well bound and in good order, he shall certify to the Auditor of Public Accounts the number delivered, and the Auditor is hereby required, on the presentation of such certificate, to issue his warrant upon the Treasurer for the price of the same, which the Treasurer is directed to pay on presentation at his office.

§ 3. That it shall be the duty of the Secretary of State, when the Acts of the present session of the General Assembly shall be distributed, to cause to be delivered to the following officers each one copy of said Digest, to-wit: to the Governor, one copy; to the Judges of the Court of Appeals, each one copy; to the Clerk of the Court of Appeals, one copy; to the Attorney General, one copy; to each Circuit Judge, one copy; to the Chancellor of the Louisville Chancery Court, one copy; to each Judge of a Criminal Court, one copy; to each Judge of Common Pleas Courts, one copy; to the Judge of each County Court, one copy; to the Judges of the City Courts of Louisville, Lex-

ington, Frankfort, Covington, Paducah, and Henderson, each one copy; to each Commonwealth's Attorney, one copy; to each County Attorney, one copy; to each Circuit Court Clerk, one copy; to each Clerk of a Criminal, Chancery, or Common Pleas Court, one copy; to the Auditor of Public Accounts, Register of the Land Office, and Treasurer, each one copy; to the Judge and District Attorney of the United States District Court for the District of Kentucky, each one copy; and one copy each to the members of the present General Assembly, and one copy to the Lieutenant Governor.

§ 4. That each officer who may receive a copy of this Digest under the provisions of this act, either directly or from his predecessor in office, on his going out of office, shall deliver the same to his successor, to be by him held in the same manner that other public books are held.

§ 5. That the remaining copies shall be deposited in the Public Library to supply such officers as may not receive one from his predecessor, as prescribed by this act, or to exchange with other States for works of a like character, and for the use of the Court of Appeals.

The question was taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	James W. Gorin,	W. W. McKenzie,
J. M. Bigger	Wm. H. Grainger,	John W. F. Parker,
William S. Botts,	W. C. Halbert,	Elijah Patrick,
John B. Bruner,	T. W. Hammond,	John A. Prall,
John G. Carlisle,	James Harrison,	George C. Riffe,
Jos. H. Chandler,	John L. Helm,	B. W. Stone,
F. L. Cleveland,	O. P. Johnson,	Philip Swigert,
Thos. B. Cochran,	Wm. Johnson,	I. C. Winfrey,
A. D. Cosby,	John J. Landram,	C. T. Worthington,
W. W. Gardner,	J. D. Landrum,	George Wright—31.
Evan M. Garriott,		

In the negative—Milton J. Cook.

Resolved, That the title of said bill be as aforesaid.

Mr. Wright, from the Committee on Agriculture and Manufactures, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Green River Manufacturing Company,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred bills from the House of Representatives of the following titles, viz:

An act authorizing A. C. Simmons and wife to adopt Susan Singer as their lawful child, and declaring said Susan Singer capable in law of inheriting from them.

An act for the benefit of the policemen of the city of Louisville.

An act for the benefit of the estates of John R. and William R. Woodfill,

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken upon ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. J. J. Landram, from the Committee on th udiciary—

1. A bill to amend the 3d article, chapter 86, of ne Revised Statutes.

By same—

2. A bill to amend an act for the benefit of the several county courts of this State, approved January 22d, 1866.

By Mr. Garriott, from the Committee on Propositions and Grievances—

3. A bill to establish the county of Montana.

By same—

4. A bill declaring the Kentucky Advocate a public authorized newspaper.

By Mr. Cleveland, from the Committee on Banks—

5. A bill to amend section ten of the charter of the city of Cynthiana.

By Mr. Grainger, from the same committee—

6. A bill to amend an act to incorporate the Deposit Bank of Columbia.

By Mr. Harrison, from the Committee on the Judiciary—

7. A bill to incorporate the Hopkins Coal Company.

By same—

8. A bill to incorporate the Christian Coal Company.

By Mr. Bigger, from the same committee—

9. A bill incorporating Covenant Lodge.

By same—

10. A bill for the benefit of Thos. G. Poore, clerk of the Hickman circuit court.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st and 2d were ordered to be printed and placed in the orders of the day, and the remainder were ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills originating in the Senate, of the following titles, viz:

An act to charter the Louisville Black Hawk Colorado Mining Company.

An act to incorporate the People's Fire and Marine Insurance Company of Paducah.

An act for the benefit of D. B. Moore, sheriff of Taylor county.

An act for the benefit of the Green and Taylor County turnpike company.

An act to amend chapter 1, title 14, of the Civil Code of Practice.

An act to incorporate the Benedictine Society of St. Joseph's Church at Covington.

An act to amend chapter 99, Revised Statutes, title "Taverns and Tippling-houses, &c."

An act to amend an act, entitled "An act to amend the road law in Bracken county," approved February 8th, 1864.

An act in relation to proceedings against turnpike roads in which the State owns an interest.

An act to repeal the charter of the Nashville and Rowena Coal and Lumber Company.

An act concerning the Court of Appeals.

An act for the benefit of turnpike roads leading from Lebanon and Burksville.

An act to reduce into one the several acts regarding the Butler Seminary.

An act to amend an act to incorporate the Louisville Conference High School in the town of Hardinsburg.

An act to charter the Citizens' Market-house of Louisville.

Also a message in writing.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills and resolutions, originating in the House of Representatives, of the following titles, viz:

An act for the benefit of G. J. Bosley, of Washington county.

An act to incorporate the Merchants' Insurance Company.

An act for the benefit of John H. Eastham, late sheriff of Boyd county.

An act for the benefit of J. C. Burchett, late sheriff of Clinton county.

An act for the benefit of E. M. Grider, assessor of Clinton county.

An act to authorize the Clark county court to take stock in turnpike roads in said county.

An act authorizing the police judge of the town of Litchfield to appoint a town marshal.

An act to amend the charter of the Bowling Green Manufacturing Company.

An act to incorporate the Texas, Maxville, and Riley's Station turnpike road company.

An act to change the name of the Polish House of Israel.

An act to incorporate the Louisville Insurance and Banking Company.

Resolution in regard to the call of the yeas and nays upon the passage of bills to appropriate money.

Resolution in relation to gold medals for James Artus and others.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to charter the Metropolitan Fire Insurance Company of Louisville.

An act to incorporate the Southern Accidental Insurance Company.

An act amending and reducing into one the several acts in relation to the Jefferson and Brownsboro turnpike road company.

An act to amend the charter of the town of Athens, in Fayette county.

An act to charter the Crab Orchard and Paint Lick turnpike road company.

An act to charter Jeffersontown, in Jefferson county.

An act to incorporate the Brooksville and Mt. Olivet turnpike road company.

An act to increase the capital stock of the Louisville and Bardstown turnpike company.

And had found the same correctly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

The Senate, according to order, resumed the consideration of the report of the committee in relation to the removal of the Seat of Government, with the pending amendments.

After some discussion had thereon,

Ordered, That the further consideration of the subject be postponed until to-morrow at 10½ o'clock.

In pursuance of adjournment, the two Houses of the General Assembly met in joint session in the Hall of the House of Representatives for the purpose of executing the joint order of the day, the election of United States Senator—there being present and voting a majority of all the members elected to each House—and after the Journals of yesterday had been read by the Clerk, the Presiding Officer of the body announced that, as no one had as yet received a majority of all the votes given, they would now proceed to take another ballot.

The vote was then taken, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger.	Wm. L. Conklin,	Milton McGrew,
John G. Carlisle,	Thos. H. Corbett,	Henry D. McHenry,
Thomas B. Cochran,	James M. Corbin,	Hugh Newell,
A. D. Cosby,	Wm. H. Covington,	John W. Oglevie,
Evan M. Garriott,	Chas. R. Craycroft,	George M. Priest,
John L. Helm,	Joseph W. Davis,	Jos. B. Read,
Wm. Johnson,	W. P. Duvall,	W. H. Reynolds,
Charles Alexander,	James P. Ford,	Fenton Sims,
Richard Bell,	Charles S. Green,	Theodore Thompson,
Willis R. Bradley,	J. R. Hewlett,	Isaac C. Vanmeter,
Wm. A. Brann,	R. C. Hudson,	Josiah Veech,
James Brien,	J. Fry Lawrence,	A. H. Willingham,
W. P. D. Bush,	J. D. Lillard,	Jos. B. Woolfolk,
Isaac Calhoon,	John B. McDowell,	Haydon S. Wright—43.
Benj. F. Cockrill,		

Those who voted for Mr. Harding, were—

William S. Botts,	Mr. SPEAKER (Taylor),	P. A. Lyon,
John B. Bruner,	Joshua F. Bell,	John F. McMillan,
Joseph H. Chandler,	B. F. Buckner,	A. J. Mershon,

F. L. Cleveland, Geo. W. Carlisle, W. E. Parrott,
James W. Gorin, W. G. Connor, Geo. Poindexter,
W. C. Halbert, Robert T. Davis, P. J. Potter,
T. W. Hammond, John Draffin, Jesse H. Rodman,
James Harrison, W. H. Gardner, J. A. Rousseau,
John J. Landram, John J. Gatewood, John R. Thomas,
W. W. McKenzie, James Harlan, jr., B. F. Trabue,
George C. Rifle, H. G. Harris, Thomas W. Varnon,
B. W. Stone, James R. Hindman, Isaac N. Webb,
Philip Swigert, Wm. S. Hodges, Frank L. Wolford,
I. C. Winfrey, Urban E. Kennedy, James Wood,
C. T. Worthington, B. D. Lacy. Bryan R. Young—47.
George Wright, W. J. Lusk,

Those who voted for Mr. Bristow, were—

R. T. Baker, Martin Bijur, Wm. J. Moores,
N. R. Black, P. H. C. Bruce, Lewis Myers,
Tho. P. Cardwell, D. J. Burchett, R. Patrick,
Milton J. Cook, D. R. Carr, J. C. Patten,
Wm. H. Grainger, U. P. Degman, J. H. Reynolds,
O. P. Johnson, Ch s. B. Faris, John B. Riggs,
Henry C. Lilly, James W. Finnie, M. J. Roark,
J. D. Landrum, J. W. Gault, John D. Russell,
John W. F. Parker, John M. Gray, B. F. Shephard,
Elijah Patrick, L. M. Hazelip, J. D. Shutt,
John A. Prall, B.W. S. Huffaker, H. G. Van Seggern,
W. J. Worthington, Moses B. Lacey, Jackson Veatch,
J. M. Armstrong, Wm. McDaniel, John A. Yandell—40.
Elijah C. Baker,

For Mr. Robinson—W. W. Gardner.

On motion, the joint session was dissolved to meet again on to-morrow at 12 o'clock, M.

And then the Senate adjourned.

FRIDAY, JANUARY 25, 1867.

A message was received from the House of Representatives, announcing that they had passed bills and a resolution originating in the Senate of the following titles, viz:

An act to charter the Louisville and Greenland railway company

An act to charter the National turnpike road company.

An act for the benefit of the sureties of J. B. McWhorter, late sheriff of Taylor county.

An act to incorporate the Poplar Plains and Plummer's Mill turnpike road company.

An act to incorporate the Mill Creek turnpike road company.

An act to amend an act, entitled "An act to incorporate the Hillsboro and Wyoming turnpike road company."

Resolution appointing a committee to take into consideration the reduction of the State tax.

That they had concurred in the first amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act for the benefit of Thomas J. Puryear, late sheriff of Graves county.

And had disagreed to the second amendment proposed by the Senate to said bill.

That they had passed bills of the following titles, viz:

1. An act for the benefit of the clerk of the city court of Louisville.

2. An act for the benefit of the late sheriff of Henry county and his sureties.

3. An act granting further time to A. L. Thompson, late sheriff of Bourbon county, to pay the revenue due by him, and make out his delinquent list.

4. An act for the benefit of John J. Miller, late sheriff of Boone county.

5. An act for the benefit of H. F. Brown, sheriff of Kenton county.

6. An act for the benefit of L. B. Wilson, sheriff of Carroll county.

7. An act for the benefit of the Maysville and Lexington turnpike company.

8. An act for the benefit of the Carlisle and Sharpsburg turnpike road company.

9. An act to incorporate the Newcastle and Kentucky River turnpike company.

10. An act to amend the charter of the Bank Lick turnpike company.

11. An act to amend the 4th section of an act, entitled "An act to amend the charter of the Bridge Company over Tradewater."

12. An act to incorporate the Walnut Hill turnpike road company.

13. An act for the benefit of Uriah Winchell, of Grayson county.

14. An act to amend the charter of the Louisville House of Refuge.

15. An act for the benefit of the public schools of Louisville.

16. An act providing for an additional school tax in the town of Catlettsburg.

17. An act to reduce toll on hay on the Kentucky river.

18. An act to establish the county of Robertson.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, 4th, 5th, and 6th to the Committee on Finance; the 7th, 8th, 9th, 10th, 11th, 12th, and 13th to the Committee on Internal Improvement; the 14th and 18th to the Committee on Propositions and Grievances; the 15th to the Committee on the Judiciary, and the 16th and 17th to the Committee on Education.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. Swigert, from the Committee on Finance—

An act for the benefit of W. A. L. B. Sharp, late sheriff of Estill county, and his sureties.

By Mr. C. T. Worthington, from the same committee—

An act for the benefit of James B. Cook, sheriff of Trimble county.

By same—

An act for the benefit of Henry Fry, of Boone county.

By Mr. O. P. Johnson, from the same committee—

An act for the benefit of C. G. Halstead, late sheriff of Livingston county.

By same—

An act for the benefit of W. P. Maddox, administrator of W. J. Wright, late sheriff of Trimble county.

By Mr. Swigert, from the same committee—

An act for the benefit of Wm. Ryan, late sheriff of Calloway county.

By Mr. O. P. Johnson, from the same committee—

An act for the benefit of B. Mills, late sheriff of Wayne county.

By Mr. Carlisle, from the Committee on Revised Statutes—

An act to amend an act, entitled "An act for the benefit of the town of Barboursville, and for other purposes."

With amendments to the last three named bills.

Which amendments were concurred in.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Cook, from the Committee on the Codes of Practice—

A bill amending the law incorporating the town of Mt. Vernon.

By same—

A bill amending the law incorporating the town of London.

By Mr. C. T. Worthington, from the Committee on Finance—

A bill for the benefit of John S. Sallee, county court clerk of Wayne.

By same—

A bill for the benefit of the sheriff of Green county.

By Mr. O. P. Johnson, from the same committee—

A bill for the benefit of Wm. Wilson, late sheriff of Union county.

By same—

A bill for the benefit of Samuel A. Davis, late sheriff of Union county.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to charter the People's Transportation Company.

By same—

A bill for the benefit of the trustees of the town of Tompkinsville.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. C. T. Worthington, from the Committee on Finance, asked to be discharged from the further consideration of a leave to bring in a bill for the benefit of the county of Cumberland.

Which was granted.

Leave was given to bring in the following bills, viz:

On motion of Mr. Chandler—

1. A bill for the benefit of J. Beemis and others, of Taylor county.

On motion of Mr. W. J. Worthington—

2. A bill to repeal sections 2 and 3 of an act allowing the county court of Lewis to apply the proceeds of the vacant lands of said county to the improvement of Kinniconick, and for other purposes.

On motion of same—

3. A bill to repeal an act for removing obstructions in the Little Sandy river, and to extend the navigation thereof.

On motion of Mr. Gardner—

4. A bill to change the county line between the counties of Webster and Union, so as to include Stephen Heady, W. B. Newcomb, and Marion Cain, in the county of Union.

On motion of Mr. Wm. Johnson—

5. A bill to amend article 6, chapter 30, of the Revised Statutes.

On motion of Mr. C. T. Worthington—

6 A bill for the benefit of the Lexington, Harrodsburg, and Perryville turnpike road company.

On motion of Mr. J. J. Landram—

7. A bill to amend an act, entitled "An act to exempt homesteads from sale for debt," approved February 10th, 1866.

The Committee on Finance were directed to prepare and bring in the 1st and 6th; the Committee on County Courts the 2d and 3d; the Committee on Propositions and Grievances the 4th, and the Committee on the Judiciary the 5th and 7th.

Mr. Harrison presented the remonstrance of sundry citizens of Louisville concerning the extension of the city tax boundary.

Mr. Grainger presented the remonstrance of sundry citizens of Louisville on the same subject.

Which were received, the reading dispensed with, and referred to the Committee on the Judiciary.

The Senate took up for consideration a bill to establish the boundaries and taxable limits of the city of Louisville.

Ordered, That said bill be referred to the Committee on the Judiciary.

The Speaker laid before the Senate a communication from the Governor, transmitting therewith the report of the Adjutant General of the State for the year ending December 31, 1866.

[*For report—see Legislative Document No.* 10.]

Ordered, That said communication and report be printed and referred to the Committee on Military Affairs.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills originating in the Senate, of the following titles, viz:

An act to charter the Crab Orchard and Paint Lick turnpike road company.

An act amending and reducing into one the several acts in relation to the Jefferson and Owensboro turnpike road company.

An act to incorporate Jeffersontown, in Jefferson county.

An act to incorporate the Brookville and Mt. Olivet turnpike road company.

An act to charter the Metropolitan Life Insurance Company of Louisville.

An act to amend the charter of the town of Athens, in Fayette county.

An act to increase the capital stock of the Louisville and Bardstown turnpike company.

An act to incorporate the Southern Accidental Insurance Company.

The Senate took up for consideration a bill to establish a court of common pleas in the 1st, 3d, and 14th judicial districts.

Said bill was then amended.

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow at 11 o'clock.

The Senate then took up for consideration the resolution in relation to the removal of the Seat of Government, together with the pending amendments.

Messrs. Gorin and J. J. Landram moved further to amend said resolution.

After some discussion had thereon,

Ordered, That the further consideration of said subject be postponed until to-morrow at 10½ o'clock.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to prevent the sale of liquor to minors.

An act to authorize the voters of Mercer county to vote on the levy of a tax for railroad and turnpike purposes.

An act to regulate the sale of tobacco in the city of Louisville.

An act to amend the charter of the Mt. Sterling and Howard's Mill turnpike road company.

An act to incorporate the Lexington Library Company.

An act to repeal so much of an act for the benefit of the towns of Scottsville and Franklin, approved January 27, 1863, as applies to Scottsville.

An act to incorporate the Board of Education of the Louisville Annual Conference of the Methodist Episcopal Church, South.

An act to amend an act, entitled "An act to incorporate the Young Lodge of Free and Accepted Masons, in the town of Hodgenville."

An act to amend an act to incorporate the Jessamine Female Institute.

An act to incorporate the Kentucky Mining, Lumber, and Manufacturing Company,

An act to amend the charter of the Swiss Benevolent Society of Louisville.

An act to incorporate Cecilian College, in Hardin county.

An act for the benefit of Ann Eliza King.

An act authorizing a sale of Cooper's Run Church, in Bourbon county.

An act to amend an act for the benefit of the sureties of W. J. Field, late sheriff of Carter county.

An act to incorporate the Tobacco Exchange Bank of Louisville.

Resolution appointing a joint committee to inquire into the expediency of giving State aid to railroads,

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Hardin county.

An act to amend the charter of the Masonic Savings Institution of Louisville.

And had found the same truly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

In pursuance of adjournment, the two Houses of the General Assembly met in joint session in the Hall of the House of Representatives for the purpose of executing the joint order of the day, the election of United States Senator—there being present and voting a majority of all the members elected to each House—and after the Journals of

yesterday had been read by the Clerk, the Presiding Officer of the body announced that, as no one had as yet received a majority of all the votes given, they would now proceed to take another ballot.

The vote was then taken, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger,	Wm. L. Conklin,	Milton McGrew,
John G. Carlisle,	Thomas H. Corbett,	Henry D. McHenry,
Thos. B. Cochran,	James M. Corbin,	Hugh Newell,
A. D. Cosby,	Wm. H. Covington,	John W. Oglevie,
Wm. A. Dudley,	Chas. R. Craycroft,	George M. Priest,
Evan M. Garriott,	Joseph W. Davis,	Jos. B. Read,
Wm. Johnson,	W. P. Duvall,	Wm. H. Reynolds,
B. W. Stone,	James P. Ford,	Fenton Sims,
Charles Alexander,	Chas. S. Green,	Theodore Thompson,
Richard Bell,	J. R. Hewlett,	Isaac C. Vanmeter,
Willis R. Bradley,	R. C. Hudson,	Josiah Veech,
Wm. A. Brann,	J. Fry Lawrence,	A. H. Willingham,
James Brien,	J. D. Lillard,	Jos. B. Woolfolk,
W. P. D. Bush,	John B. McDowell,	H. S. Wright—43.
B. F. Cockrill,		

Those who voted for Mr. Harding, were—

Wm. S. Botts,	Joshua F. Bell,	P. A. Lyon,
John B. Bruner,	B. F. Buckner,	John F. McMillan,
Jos. H. Chandler,	Geo. W. Carlisle,	A. J. Mershon,
F. L. Cleveland,	W. G. Connor,	W. E. Parrott,
James W. Gorin,	Robert T. Davis,	Geo. Poindexter,
W. C. Halbert,	John Draffin,	P. J. Potter,
T. W. Hammond,	William Fisher,	Jesse H. Rodman,
James Harrison,	W. H. Gardner,	J. A. Rousseau,
John J. Landram,	John J. Gatewood,	John R. Thomas,
W. W. McKenzie,	James Harlan, jr.,	B. F. Trabue,
George C. Riffe,	H. G. Harris,	Thomas W. Varnon,
Philip Swigert,	James R. Hindman,	Isaac N. Webb,
I. C. Winfrey,	Wm. S. Hodges,	Frank L. Wolford,
C. T. Worthington,	Urban E. Kennedy,	James Wood,
Mr. SPEAKER (Taylor),	B. D. Lacy,	Bryan R. Young—45.

Those who voted for Mr. Bristow, were—

R. T. Baker,	Martin Bijur,	Lewis Myers,
N. R. Black,	P. H. C. Bruce,	Reuben Patrick,
T. P. Cardwell,	D. J. Burchett,	J. C. Patten,
Milton J. Cook,	D. R. Carr,	John H. Reynolds,
Wm. H. Grainger,	U. P. Degman,	John B. Riggs,
O. P. Johnson,	Chas. B. Faris,	M. J. Roark,
Henry C. Lilly,	James W. Finnie,	John D. Russell,
J. D. Landrum,	J. W. Gault,	B. F. Shephard,
John W. F. Parker,	John M. Gray,	J. D. Shutt,
Elijah Patrick,	L. M. Hazelip,	H. G. Van Seggern,
John A. Prall,	B. W. S. Huffaker,	Jackson Veatch,

W. J. Worthington, Moses B. Lacey, George H. Whitten,
J. M. Armstrong, Wm. McDaniel, John A. Yandell—41.
Elijah C. Baker, Wm. J. Moores,

For Mr. Robinson—W. W. Gardner.

For Mr. Mallory—Isaac Calhoon.

On motion, the joint session was dissolved to meet again on to morrow at 12 o'clock, M.

And then the Senate adjourned.

SATURDAY, JANUARY 26, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate, of the following titles, viz:

An act to change the term of holding the court of claims of Fayette county.

An act for the benefit of the Germantown and Hamilton Cross Roads turnpike, and the Dutch Ridge turnpike, in Bracken county.

An act to incorporate the Christian Church of Mayfield.

An act to give immediate effect to the act amending the charter of the Louisville and Frankfort and Lexington and Frankfort railroad company.

That they had concurred in amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act to incorporate the town of Woodsville, in the counties of Ballard and McCracken.

An act to incorporate the Evansville, Henderson, and Nashville railroad company.

That they had passed bills of the following titles, viz:

1. An act to incorporate the German United Evangelical Protestant St. Lucas Congregational Society of Louisville.

2. An act to authorize the county court of Monroe to levy an ad valorem tax for county purposes.

3. An act for the benefit of the jailers of this Commonwealth.

4. An act to change the time of holding the quarterly court in Adair county.

5. An act allowing the county court of Hopkins county to levy an additional tax, &c.

6. An act conferring jurisdiction upon the judge of the county court of Mercer county concurrent with the justices of the peace in said county.

7. An act to authorize the presiding judge of Hart county to issue a new railroad bond.

8. An act to change the time of holding the quarterly court in Clinton county.

9. An act to change the time of holding the Boyd quarterly court.

10. An act in relation to the Stone School-house in Montgomery county.

11. An act to increase the jurisdiction of the Madison county quarterly court.

12. An act to establish an additional justices' district in Cumberland county.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on the Judiciary; the 2d, 4th, 5th, 7th, 8th, 9th, and 11th to the Committee on County Courts; the 3d to the Committee on Finance; the 6th to the Committee on Revised Statutes; the 10th to the Committee on Education, and the 12th to the Committee on Privileges and Elections.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and resolutions, originating in the House of Representatives, of the following titles, viz:

An act for the benefit of E. M. Grider, assessor of Clinton county.

An act authorizing the police judge of the town of Litchfield to appoint a town marshal.

An act for the benefit of John H. Eastham, late sheriff of Boyd county.

An act for the benefit of G. J. Bosley, of Washington county.

An act to amend the charter of the Bowling Green Manufacturing Company.

An act for the benefit of J. C. Burchett, late sheriff of Clinton county.

An act to change the name of the Polish House of Israel.

An act to authorize the Clark county court to take stock in turnpike roads in said county.

An act to incorporate the Louisville Insurance and Banking Company.

An act to incorporate the Texas, Maxville, and Riley's Station turnpike road company.

Resolution in regard to the call of the yeas and nays upon the passage of bills to appropriate money.

Resolution in relation to gold medals for James Artus and others.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. Baker, from the Committee on County Courts—

An act to authorize the county court of Boone county to increase the county levy in said county.

By same—

An act for the benefit of the Daviess county court.

By same—

An act to change the time of holding the Edmonson county and quarterly courts.

By same—

An act making the amended road law, approved February, 1866, apply to Breckinridge county.

By same—

An act authorizing the county court of Hancock county to impose additional taxes and execute bonds to erect public buildings in said county.

By same—

An act allowing the Warren county court to convey the public square in Bowling Green and purchase a court-house lot of T. B. Gorin.

By same—

An act to amend an act authorizing county courts to make compensation to clerks for services under the pension laws, approved 3d of June, 1865.

By Mr. Lilly, from the Committee on Finance—

An act for the benefit of James M. Brown, late sheriff of Owen county.

By Mr. Botts, from the same committee—

An act for the benefit of W. W. Cox, late sheriff of Morgan county.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. W. J. Worthington, from the Committee on County Courts—

A bill to repeal portions of an act, entitled "An act to improve the navigation of the Little Sandy river."

By same—

A bill to repeal portions of an act, entitled "An act allowing the county court of Lewis to apply the proceeds of vacant lands to the improvement of the navigation of the Kinniconick river."

By Mr. J. J. Landram, from the same committee—

A bill for the benefit of John Marksbury, sheriff of Grant county.

By same—

A bill for the benefit of R. S. Ireland, late clerk of the Gallatin county court.

By same—

A bill to change the time of holding the quarterly courts of Gallatin county.

By Mr. Botts, from the Committee on Finance—

A bill for the benefit of G. J. Candiff, &c., sureties of J. B. McWhorter.

By same—

A bill for the benefit of J. R. Trout, of Marshall county.

By Mr. Lilly, from the same committee—

A bill to amend the charter of the town of Irvine.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to amend an act to establish the Jefferson court of common pleas.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Baker, from the Committee on County Courts, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of the several county courts of this State,

Reported the same without amendment.

Ordered, That said bill be printed and placed in the orders of the day.

Mr. Swigert, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act appropriating seven hundred and fifty dollars to the Fleming county court,

Reported the same without amendment.

Said bill was read the third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant upon the Treasurer for the sum of one hundred and eighty-seven dollars and fifty cents in favor of the clerk of the Fleming county court, it being for the purpose of reimbursing said county court in said amount by it appropriated to pay the jailer of said county for keeping and dieting Abel Hickerson 250 days, he being a pauper lunatic who was too dangerous to run at large, and was confined in said jail; said lunatic having been refused admission in the asylum because there was no room to receive him.

§ 2. This act shall be in force from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	Henry C. Lilly,
J. M. Bigger	W. W. Gardner,	John J. Landram,
N. R. Black,	Evan M. Garriott,	J. D. Landrum,
William S. Botts,	James W. Gorin,	W. W. McKenzie,
John B. Bruner,	Wm. H. Grainger,	John W. F. Parker,
Thomas P. Cardwell,	T. W. Hammond,	Elijah Patrick,
Jos. H. Chandler,	James Harrison,	George C. Riffe,
F. L. Cleveland,	John L. Helm,	B. W. Stone,
Thos. B. Cochran,	O. P. Johnson,	Philip Swigert,
A. D. Cosby,	Wm. Johnson,	W. J. Worthington--30.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Swigert, from the same committee, to whom was referred a bill from the House of Representatives, entitled

An act requiring real estate to be listed and the taxes paid in the county where it is situated,

Reported the same, with an amendment as a substitute for said bill.

Ordered, That said bill and proposed amendment be printed and placed in the orders of the day.

On motion of Mr. Swigert,

Ordered, That the Committee on Finance be discharged from the further consideration of a bill to them referred from the House of Representatives, entitled

An act to incorporate the Lebanon and Cumberland River railroad company,

And that it be referred to the Committee on the Judiciary.

Mr. Lilly, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the sheriff of Breathitt county,

Reported the same, with the expression of opinion that said bill ought not to pass.

On motion,

Ordered, That the further consideration of said bill be postponed until Monday next.

Mr. Botts, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of the sureties of Walter B. Simmons, late sheriff of Meade county,

Reported the same, with an amendment as a substitute for said bill.

The original bill reads as follows, viz:

WHEREAS, Walter B. Simmons, late sheriff of Meade county, executed his bond for the collection of the revenue of said county for the year 1863, with David Henry, R. R. Jones, James Luckett, E. C. Ashcraft, Orin W. Powell, Ed. Rhodes, Edward M. Johnson, —— Seibert, Benjamin Neafors, John Powell, Collins Fitch, and Richard Kay, his sureties; for 1864, with R. R. Jones, James Luckett, Ed. Rhodes, Collins Fitch, Ben. Neafors, and Richard Kay as his sureties; but, owing to the disturbed condition of the county, and the arrest of said sheriff, taking from him his books and papers, and the present want of security to those who endeavored to coerce the payment of the taxes from those owing the same for those years, and it appearing that Collins Fitch, one of the sureties, has collected and paid over to the Treasury of the State the sum of $2,429 14; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That if the said Fitch and his co-sureties shall well and truly pay into the Treasury the sum of $2,500, or any greater sum than that amount, should the same be collected, on or before the 1st of November, 1867, then and in that event he and his co-sureties shall be released from the obligation of their bonds.

§ 2. That the said Fitch, who is now collecting the taxes aforesaid under and by virtue of an order of the Meade circuit court, have until the 1st of November, 1867, to return to the Auditor the delinquent list for the years 1863–4.

§ 3. That the said Fitch, in the collection of the taxes and fee bills aforesaid, shall have power to coerce the payment of the same as sheriffs have in such cases, and that he shall not be restrained in the collection of the same by reason of the lapse of time or any statute of limitation, and be subject to all the penalties imposed for illegal distraint.

§ 4. This act to be in force from and after its passage.

The amendment proposed by Mr. Botts reads as follows, viz:

WHEREAS, It is represented to the General Assembly that judgments have been rendered in the Franklin circuit court against Walter B. Simmons, late sheriff of the county of Meade, and his sureties on his official bond, for failure to pay into the Treasury the revenue for the years 1863 and 1864, and that said Simmons has become insolvent and removed from this State; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the further time of one year be, and is hereby, granted to said sureties to pay into the Treasury the amount of said judgments, and that on payment of the principal and costs thereof, that the interest and damages thereon is hereby remitted.

§ 2. *Be it further enacted*, That it shall be the duty of the county judge of Meade county to cause the books of assessment for said years of 1863 and 1864 to be placed in the hands of the sheriff of said county, or into the hands of any of said sureties who may be deemed a suitable person for collector, whose duty it shall be, and who shall have full authority of law to collect all unpaid revenue for said years; and shall have full authority to distrain for the same. And said sheriff or said collector shall be allowed ten per cent. on all amounts collected.

§ 3. That said sheriff or collector shall be required to execute bond with sufficient surety, to be approved by said court, conditioned as required by law, for the faithful discharge of his duties as collector of the revenue for said years.

§ 4. That the further time of one year be, and is hereby, allowed for a return of a delinquent list for said years, to be approved and certified by the judge of said county court as now provided by law, which said delinquent list so approved and returned to the Auditor, shall entitle said sureties to a credit for the amount thereof on said judgments.

§ 5. That this act shall take effect from its passage.

The question was then taken on the adoption of the amendment proposed by Mr. Botts, and it was decided in the negative.

Mr. Helm then moved to amend said bill as follows, viz:

Add to the bill:

Be it further enacted, That after the payment of the $2,500, it shall be the duty of the said sureties to return to the county court of Meade all evidences of dues and balances from citizens to Simmons, whose duty it shall be to list the same with the sheriff of Meade, or other collecting officer, who shall have the right to collect the same as other taxes and fee bills, and receive for compensation ten per cent. for all sums collected, and pay the same into the Treasury.

The question was then taken on the adoption of the amendment proposed by Mr. Helm, and it was decided in the affirmative.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Cleveland, were as follows, to-wit:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	John L. Helm,
J. M. Bigger,	W. A. Dudley,	Wm. Johnson,
N. R. Black,	W. W. Gardner,	John J. Landram,
John B. Bruner,	Evan M. Garriott,	Elijah Patrick,
John G. Carlisle,	James W. Gorin,	John A. Prall,
Joseph H. Chandler,	Wm. H. Grainger,	George C. Riffe,
F. L. Cleveland,	W. C. Halbert,	B. W. Stone,
Thos. B. Cochran,	T. W. Hammond,	W. J. Worthington—24

Those who voted in the negative, were—

Wm. S. Botts,	O. P. Johnson,	John W. F. Parker,
Tho. P. Cardwell,	Henry C. Lilly,	Philip Swigert,
Milton J. Cook,	J. D. Landrum,	C. T. Worthington—11.
James Harrison,	W. W. McKenzie,	

Resolved, That the title of said bill be as aforesaid.

Mr. Botts, from the Committee on Finance, reported a bill for the benefit of John Haly.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and is hereby, directed to draw his warrant on the State Treasurer in favor of John Haly, for one thousand dollars, to be paid out of any money in the Treasury not otherwise appropriated, for repairs made by said Haly on the public offices in the State under the authority of the Governor; said repairs having become necessary in consequence of the fire which destroyed

a portion of said offices, and being in full for the account of said Haly referred to in the message of the Governor.

§ 2. That this act shall take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. C. T. Worthington moved to amend said bill by striking out "one thousand," and inserting "six hundred."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a constitutional provision, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	James W. Gorin,	John J. Landram,
J. M. Bigger,	W. H. Grainger,	J. D. Landrum,
N. R. Black,	W. C. Halbert,	W. W. McKenzie,
William S. Botts,	T. W. Hammond,	John W. F. Parker,
Jos. H. Chandler,	James Harrison,	Elijah Patrick,
F. L. Cleveland,	John L. Helm,	John A. Prall,
Thos. B. Cochran,	O. P. Johnson,	George C. Riffe,
A. D. Cosby,	Wm. Johnson,	Philip Swigert,
Wm. A. Dudley,	Henry C. Lilly,	C. T. Worthington—28.
Even M. Garriott,		

Those who voted in the negative, were—

John B. Bruner,	Milton J. Cook,	B. W. Stone—4.
Thos. P. Cardwell,		

On motion of Mr. Helm, leave of absence was granted to Mr. I. C. Winfrey until Wednesday next.

Mr. Dudley presented the petition of sundry citizens of Fayette county in relation to the subject of relief to the South.

Which was received, the reading dispensed with, and referred to the select committee heretofore appointed to consider said subject.

On motion of Mr. Cochran, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of a bill, which originated in the House of Representatives, entitled

An act for the benefit of the estate of John R. and Wm. R. Woodfill.

After a short time, said bill was handed in at the Clerk's desk.

Said bill was then taken up and the vote reconsidered disagreeing to the passage of said bill.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Ashland and Catlettsburg turnpike company.

An act to incorporate the North Middletown and Owingsville turnpike road company.

An act to incorporate the Hillsboro and Phelps' Mill turnpike road company.

An act to amend an act, entitled "An act to incorporate the Salomon Gas Company," approved January 16th, 1866.

An act for the benefit of A. H. Buckner.

An act to incorporate a turnpike road from Mitchellsburg, in Boyle county, to the town of Liberty, in Casey county.

An act for the benefit of Robert Hamilton, sheriff of Perry county.

An act for the benefit of Jonathan Lewis, late sheriff of Harlan county.

An act to establish the county of Henrietta.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

The Senate, according to order, took up for consideration the report of the committee in relation to the removal of the Seat of Government, with the pending amendments.

Ordered, That the further consideration of said report be postponed until Monday next at 10½ o'clock, A. M.

In pursuance of adjournment, the two Houses of the General Assembly met in joint session in the Hall of the House of Representatives, for the purpose of executing the joint order of the day, the election of United States Senator—there being present and voting a majority of all the members elected to each House—and after the Journals of

yesterday had been read by the Clerk, the Presiding Officer of the body announced that, as no one had as yet received a majority of all the votes given, they would now proceed to take another ballot.

The vote was then taken, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger,
John G. Carlisle,
Thos. B. Cochran,
A. D. Cosby,
Wm. A. Dudley,
Evan M. Garriott,
John L. Helm,
Wm. Johnson,
B. W. Stone,
Charles Alexander,
Richard Bell,
Willis R. Bradley,
Wm. A. Brann,
James Brien,
W. P. D. Bush,
Isaac Calhoon,
Wm. L. Conklin,
Thomas H. Corbett,
James M. Corbin,
Wm. H. Covington,
Chas. R. Craycroft,
W. P. Duvall,
Chas. S. Green,
J. R. Hewlett,
J. Fry Lawrence,
J. D. Lillard,
Milton McGrew,
Henry D. McHenry,
John W. Oglevie,
George M. Priest,
Jos. B. Read,
Fenton Sims,
Theodore Thompson,
Josiah Veech,
A. H. Willingham,
Jos. B. Woolfolk,
H. S. Wright—37.

Those who voted for Mr. Harding, were—

Wm. S. Botts,
John B. Bruner,
Jos. H. Chandler,
F. L. Cleveland,
W. W. Gardner,
James W. Gorin,
W. C. Halbert,
T. W. Hammond,
James Harrison,
John J. Landram,
W. W. McKenzie,
George C. Riffe,
Philip Swigert,
C. T. Worthington,
Mr. SPEAKER (Taylor),
Joshua F. Bell,
B. F. Buckner,
Geo. W. Carlisle,
W. G. Connor,
Robert T. Davis,
John Draffin,
William Fisher,
W. H. Gardner,
John J. Gatewood,
James Harlan, jr.,
H. G. Harris,
James R. Hindman,
Wm. S. Hodges,
Urban E. Kennedy,
B. D. Lacy,
P. A. Lyon,
John F. McMillan,
A. J. Mershon,
W. E. Parrott,
Geo. Poindexter,
P. J. Potter,
J. A. Rousseau,
John R. Thomas,
B. F. Trabue,
Thomas W. Varnon,
Isaac N. Webb,
Frank L. Wolford,
James Wood,
Bryan R. Young—44.

Those who voted for Mr. Bristow, were—

R. T. Baker,
N. R. Black,
T. P. Cardwell,
Milton J. Cook,
Wm. H. Grainger,
O. P. Johnson,
Henry C. Lilly,
J. D. Landrum,
John W. F. Parker,
Elijah Patrick,
John A. Prall,
W. J. Worthington,
Wm. B. Anderson,
Elijah C. Baker,
P. H. C. Bruce,
D. J. Burchett,
D. R. Carr,
U. P. Degman,
Chas. B. Faris,
James W. Finnie,
J. W. Gault,
L. M. Hazelip,
B. W. S. Huffaker,
Moses B. Lacey,
Wm. McDaniel,
Wm. J. Moores,
Lewis Myers,
Reuben Patrick,
John H. Reynolds,
John B. Riggs,
M. J. Roark,
John D. Russell,
B. F. Shephard,
J. D. Shutt,
H. G. Van Seggern,
Jackson Veatch,
George H. Whitten,
John A. Yandell—38.

On motion, the joint session was dissolved to meet again on Monday next at 12 o'clock, M.

And then the Senate adjourned.

MONDAY, JANUARY 28, 1867.

A message was received from the House of Representatives, announcing their disagreement to the passage of a bill, which originated in the Senate, entitled

An act applying the mechanics' lien law to Rockcastle and Owsley counties.

That they had passed a bill and concurred in a resolution from the Senate, of the following titles, viz:

An act to charter the Board of Internal Improvement for Barren county, and for other purposes.

Resolution appointing a joint committee to inquire into various subjects.

That they had concurred in amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act to incorporate the town of Allensville Station, in Todd county.

An act to incorporate the Henderson Fair Company.

That they had passed bills of the following titles, viz:

1. An act for the benefit of Milton Barlow.
2. An act to amend the charter of the North Kentucky Agricultural Society.
3. An act applying the mechanics' lien law to Lawrence, Christian, Trigg, Rockcastle, and Owsley counties.
4. An act to punish certain trespasses in Boyd and Lawrence counties.
5. An act to amend the law concerning attachments in criminal cases.
6. An act to supply the Clerk of the Court of Appeals with books.
7. An act to incorporate the town of Florence, in Boone county.

8. An act to suppress public drinking-houses in Hart county.

9. An act to amend and reduce into one the several acts concerning the city of Henderson.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 6th to the Committee on Finance; the 2d to the Committee on Agriculture and Manufactures; the 3d, 4th, and 7th to the Committee on Revised Statutes, and the 5th, 8th, and 9th to the Committee on the Judiciary.

The Senate took up for consideration a message from the Governor of the 24th inst.

Said message reads as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., January 24th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

A. M. Brown, of Hardin county.
Jonathan B. Nichols, of Boyle county.
C. C. Adams of Jefferson county.
Joseph A. Maryman, of Jefferson county.
I. N. Webb, of Henry county.
Edward Pate, of Breckinridge county.
A. G. V. Wintersmith, of Hardin county.
John H. Netson, of Campbell county.
George W. Stewart, of Fayette county.
James W. Schooling, of Marion county.
D. Nat. Wilson, of Madison county.
W. B. Edelen, of Boyle county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

The Senate took up for consideration the report of the committee in relation to the removal of the Capital, together with the pending amendments.

Ordered, That the further consideration of said report, &c., be postponed until to-morrow at 10½ o'clock, A. M.

A message was received from the Governor by Mr. VanWinkle, Secretary of State, announcing that the Governor had approved and signed an enrolled bill, which originated in the Senate, entitled

An act to amend the charter of the Masonic Savings Institution of Louisville.

Also, a message from the Governor in writing.

Mr. Helm read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolutions were taken up and read as follows, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasurer in favor of J. G. Carlisle, for the sum of seventy-five dollars, being the amount expended by him as costs in contesting the seat of M. M. Benton, as a Senator from the twenty-fourth district; and in favor of M. J. Dudley, Thomas Reed, and J. F. Herbert, for the sum of nineteen dollars and fifty cents each, in payment of the necessary expenses incurred by them as witnesses in the said case; the said sums to be paid out of any money in the Treasury not otherwise appropriated.

2. That this resolution shall take effect from and after its passage.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Evan M. Garriott,	J. D. Landrum,
J. M. Bigger	James W. Gorin,	W. W. McKenzie,
N. R. Black,	Wm. H. Grainger,	John W. F. Parker,
William S. Botts,	W. C. Halbert,	Elijah Patrick,
John B. Bruner,	T. W. Hammond,	George C. Riffe,
Thomas P. Cardwell,	James Harrison,	B. W. Stone,
Jos. H. Chandler,	John L. Helm,	Philip Swigert,
F. L. Cleveland,	O. P. Johnson,	Harrison Thompson,
Milton J. Cook,	Wm. Johnson,	I. C. Winfrey,
A. D. Cosby,	Henry C. Lilly,	W. J. Worthington—32.
Wm. A. Dudley,	John J. Landram,	

In the negative—none.

The Senate took up for consideration a bill to establish a court of common pleas in the 1st, 3d, and 14th judicial districts, together with the amendment heretofore proposed by Mr. Dudley.

The amendment proposed by Mr. Dudley was to include in the provisions of the bill the 13th judicial district.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	James W. Gorin,	J. D. Landrum,
J. M. Bigger,	William H. Grainger,	Elijah Patrick,
N. R. Black,	T. W. Hammond,	John A. Prall,
John G. Carlisle,	James Harrison,	George C. Riffe,
F. L. Cleveland,	Wm. Johnson,	B. W. Stone,
A. D. Cosby,	Henry C. Lilly,	Philip Swigert,
Wm. A. Dudley,	John J. Landram,	W. J. Worthington—21.

Those who voted in the negative, were—

John B. Bruner,	W. C. Halbert,	John W. F. Parker,
Tho. P. Cardwell,	O. P. Johnson,	I. C. Winfrey,
Milton J. Cook,	W. W. McKenzie,	C. T. Worthington—9.

Resolved, That the title of said bill be amended to read

An act to establish a court of common pleas in the 1st, 3d, 13th, and 14th judicial districts.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Swigert, from the Committee on Internal Improvement—

An act for the benefit of the Hopkinsville, Newstead, and Linton turnpike road company.

By same—

An act for the benefit of the Paint Lick and Buckeye turnpike road company, in Garrard county.

By same—

An act to incorporate the Cedar Creek turnpike road company.

By same—

An act to amend the charter of the Grassy Lick turnpike road company.

By same—

An act, entitled "An act to amend the charter of the Bath and Montgomery County Associated turnpike road company."

By same—

An act to amend an act, entitled "An act to revive and re-enact an act to incorporate the Ford's Mill turnpike company."

By Mr. Harrison, from the Committee on the Judiciary—

An act to amend the charter of the Louisville House of Refuge.

By Mr. Helm, from the Committee on Privileges and Elections—

An act changing the line between voting districts in Adair county.

By same—

An act allowing the Ohio county court to establish an additional election and justices' district in said county.

By same—

An act for the benefit of David Howell and L. M. Buford.

By same—

An act to change the voting place in Poor Fork precinct, in Harlan county.

By same—

An act to change the voting place in Hogan district, in Logan county,

By same—

An act to change the place of voting in the Rollington precinct, in Oldham county.

By same—

An act to change the place of voting in Locust precinct, in Carroll county.

By same—

An act to change the voting place in Mill Creek precinct, in Carroll county.

By same—

An act establishing additional voting places in Christian county.

By same—

An act to establish an additional voting place in the Canton precinct, in Trigg county.

By. Mr. C. T. Worthington, from the Committee on Education—

An act providing for an additional school tax in the town of Catlettsburg.

By same—

An act in relation to the Stone School-house in Montgomery county.

By Mr. Baker, from the Committee on Revised Statutes—

An act to amend the several acts incorporating the town of Falmouth, in Pendleton county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Louisville Transfer railway company.

By same—

An act to incorporate the Eminence and Bethlehem turnpike road company.

By Mr. J. J. Landram, from the Committee on the Judiciary—

An act to incorporate the Philharmonic Society of Louisville.

By same—

An act to incorporate the St. Anthony's German Roman Catholic Relief Society of Louisville.

By same—

An act to incorporate the German St. Franziskur Xaverias Benevolent Society of Louisville.

By same—

An act to incorporate the Soldiers' and Sailors' National Union of Louisville.

With amendments to the last six named bills.

Which amendments were adopted.

Ordered, That said bills, the last six as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of the sheriff of Breathitt county.

Mr. Helm then offered an amendment as a substitute for said bill.

And after some discussion had thereon,

Mr. Dudley moved to lay said bill and amendment on the table.

And the question being taken thereon, it was decided in the affirmative.

So said bill was disagreed to.

Mr. C. T. Worthington, from the Committee on Education, asked to be discharged from the further consideration of a bill from the House of Representatives, entitled

An act for the benefit of the public schools of Louisville,

Which was granted.

Ordered, That said bill be referred to the Committee on the Judiciary.

Mr. Garriott, from the Committee on Propositions and Grievances, to whom had been referred a bill from the House of Representatives, entitled

An act to establish the county of Robertson,

Reported the same with an amendment.

Ordered, That the further consideration of said bill and proposed amendment, be postponed until to-morrow at 10¼ o'clock, A. M.

The Senate took up for consideration the disagreement of the House of Representatives to the second amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act for the benefit of Thomas J. Puryear, late sheriff of Graves county.

And the question being taken upon receding from said amendment, it was decided in the affirmative.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Botts, from the Committee on Finance—

1. A bill to amend an act, entitled "An act to tax railroads, turnpike roads, and other corporations, in aid of the Sinking Fund," approved February 20th, 1864.

By Mr. Swigert, from the Committee on Internal Improvement—

2. A bill to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville turnpike road company in Lewis county, and to establish a Sinking Fund board for said county.

By same—

3. A bill to amend an act incorporating the Columbia and Burksville turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

4. A bill to amend an act, entitled "An act to incorporate Flemingsburg College."

By Mr. Bigger, from the same committee—

5. A bill to incorporate the Paducah and St. Louis Tannery.

By same—

6. A bill to incorporate the Trade Bank.

By same—

7. A bill to amend article 6, chapter 30, of the Revised Statutes.

By same—

8. A bill to amend chapter 38, of article 15, of the Revised Statutes.

By Mr. J. J. Landram, from the Committee on the Judiciary—

9. A bill to amend chapter 20, article 3, of the Revised Statutes.

By same, from the Committee on Military Affairs—

10. A bill to amend an act, entitled "An act to establish a claim agency in the city of Washington."

By Mr. W. J. Worthington, from the Committee on County Courts—

11. An act for the benefit of Greenup county.

Which bills were severally read the first time and ordered to be read a second time,

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 1st, 7th, 8th, 9th and 10th be printed and placed in the orders of the day, the 2d, 3d, 4th, 5th, 6th, and 11th be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Harrison moved the following resolution, viz:

Resolved, That the *ex-officio* directors of the asylum for the benefit of the Feeble-minded, report to the Senate the condition and management of the institution.

Which was adopted.

Mr. Patrick presented the petition of sundry citizens of Johnson county, asking the division of district No. 3, in said county.

Which petition was received, the reading dispensed with, and referred to the Committee on County Courts.

Mr. Carlisle moved the following resolution, viz:

Resolved, That the Committee on Revised Statutes be, and the same is hereby, instructed to inquire into the state of the law upon the subject of peddlers, and, if deemed expedient, to prepare and bring in a bill allowing all manufacturers who are citizens of this State to sell articles manufactured by them, by sample or otherwise, without a license.

Leave was given to bring in the following bills, to-wit:

On motion of Mr. Swigert—

1. A bill to incorporate Three Springs Lodge, No. 417, of Ancient York Masons, of Barren county.

On motion of Mr. Stone—

2. A bill for the benefit of school district No. 19, in Monroe county.

On motion of Mr. Parker—

3. A bill to employ and compensate the keeper of the Frankfort Cemetery to keep in order the monuments, graves, and lots therein, belonging to the State.

On motion of Mr. Garriott—

4. A bill to incorporate the Sterling Male and Female College at Bedford, Trimble county.

On motion of Mr. Stone—

5. A bill for the benefit of the trustees of the town of Franklin.

On motion of Mr. Patrick—

6. A bill for the benefit of James A. Ward, late sheriff of Johnson county.

On motion of Mr. Gorin—

7. A bill for the benefit of Samuel R. Tolle, late sheriff of Barren county.

On motion of Mr. Carlisle—

8. A bill authorizing the county court of Kenton county to supply lost and mutilated plats.

On motion of same—

9. A bill to incorporate the Covington Library and Literary Association

On motion of Mr. Bigger—

10 A bill to amend the mechanics' lien law.

The Committee on the Judiciary were directed to prepare and bring in the 1st, 4th, 5th, 7th, 9th, and 10th; the Committee on Education the 2d; the Committee on Public Buildings the 3d; the Committee on Finance the 6th, and the Committee on County Courts the 8th.

In pursuance of adjournment, the two Houses of the General Assembly met in joint session in the Hall of the House of Representatives, for the purpose of executing the joint order of the day, the election of United States Senator—there being present and voting a majority of all the members elected to each House—and after the Journals of yesterday had been read by the Clerk, the Presiding Officer of the body announced that, as no one had as yet received a majority of all the votes given, they would now proceed to take another ballot.

The vote was then taken, which stood thus:

Those who voted for Mr. Powell, were—

J. M. Bigger.	W. P. D. Bush,	Milton McGrew,
John G. Carlisle,	Isaac Calhoon,	Henry D. McHenry,
A. D. Cosby,	Wm. L. Conklin,	John W. Oglevie,
Evan M. Garriott,	Thos. H. Corbett,	George M. Priest,
John L. Helm,	James M. Corbin,	Fenton Sims,
Wm. Johnson,	Wm. H. Covington,	Theodore Thompson,
B. W. Stone,	Joseph W. Davis,	Isaac C. Vanmeter,
Charles Alexander,	W. P. Duvall,	Josiah Veech,
Richard Bell,	Charles S. Green,	A. H. Willingham,
Willis R. Bradley,	J. R. Hewlett,	Jos. B. Woolfolk,
Wm. A. Brann,	J. Fry Lawrence,	Haydon S. Wright—35.
James Brien,	J. D. Lillard,	

Those who voted for Mr. Harding, were—

William S. Botts,	Mr. SPEAKER (Taylor),	B. D. Lacy,
John B. Bruner,	Joshua F. Bell,	P. A. Lyon,

Joseph H. Chandler,	B. F. Buckner,	John F. McMillan,
F. L. Cleveland,	W. G. Connor,	A. J. Mershon,
James W. Gorin,	Chas. R. Craycroft,	W. E. Parrott,
W. C. Halbert,	Robert T. Davis,	Geo. Poindexter,
T. W. Hammond,	John Draffin,	P. J. Potter,
James Harrison,	Wm. Fisher,	J. A. Rousseau,
John J. Landram,	W. H. Gardner,	John R. Thomas,
W. W. McKenzie,	John J. Gatewood,	B. F. Trabue,
George C. Riffe,	James Harlan, jr.,	Thomas W. Varnon,
Philip Swigert,	H. G. Harris,	Isaac N. Webb,
Harrison Thompson,	James R. Hindman,	Frank L. Wolford,
I. C. Winfrey,	Wm. S. Hodges,	James Wood,
C. T. Worthington,	Urban E. Kennedy,	Bryan R. Young—45.

Those who voted for Mr. Bristow, were—

R. T. Baker,	Elijah C. Baker,	Wm. J. Moores,
N. R. Black,	P. H. C. Bruce,	Lewis Myers,
Tho. P. Cardwell,	D. J. Burchett,	R. Patrick,
Milton J. Cook,	D. R. Carr,	J. H. Reynolds,
Wm. H. Grainger,	U. P. Degman,	John B. Riggs,
O. P. Johnson,	Chas. B. Faris,	M. J. Roark,
Henry C. Lilly,	James W. Finnie,	John D. Russell,
J. D. Landrum,	J. W. Gault,	B. F. Shephard,
John W. F. Parker,	L. M. Hazelip,	J. D. Shutt,
Elijah Patrick,	Jacob Hawthorn,	Jackson Veatch,
John A. Prall,	B.W. S. Huffaker,	Geo. H. Whitten,
W. J. Worthington,	Moses B. Lacey,	John A. Yandell—38.
Wm. B. Anderson,	Wm. McDaniel,	

On motion, the joint session was dissolved to meet again on tomorrow at 12 o'clock, M.

And then the Senate adjourned.

TUESDAY, JANUARY 29, 1867.

A message was received from the House of Representatives, announcing that they had disagreed to a bill from the Senate, entitled

An act to prevent the circulation of counterfeit bank notes.

That they had passed bills from the Senate of the following titles, viz:

An act to repeal the 27th section of an act to amend the city charter of Paducah, and to amend said charter.

An act to incorporate the Moulders' and Plasterers' Association of Covington.

An act to amend the charter of the Crescent Mining Company.

An act to incorporate the Southwestern Insurance Company.

An act to incorporate the McCracken and Ballard County gravel road company.

An act to incorporate the Kentucky Capital Lead Mining and Smelting Company.

An act to incorporate the town of Williamsburg, in Whitley county.

An act to legalize the sale of lot No. 50, in the town of Mayfield, and for other purposes.

An act to incorporate the Bramlette Mining and Smelting Company.

An act to amend and reduce into one the several acts to incorporate and relating to the town of Flemingsburg.

That they had concurred in an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to incorporate the Commonwealth Insurance Company of Kentucky.

That they had passed bills and adopted a resolution of the following titles, viz:

1. An act for the benefit of Thomas J. Wolfe, of Union county.

2. An act to amend an act, entitled "An act to provide for paying the arrearages of pay due deceased soldiers," approved February 15, 1866.

3. An act for the benefit of Robert C. Williams, private in Company E, 30th Kentucky Volunteer Infantry.

4. An act to amend an act, entitled "An act to incorporate the town of Lebanon."

5. An act to amend an act, entitled "An act to incorporate the town of Ghent."

6. An act to incorporate the Lynnland Female Institute, in Hardin county.

7. An act to incorporate the Carlisle and Park's Ferry turnpike road company.

8. An act to incorporate the Crab Orchard Cemetery Company.

9. An act to amend an act, entitled "An act authorizing the election of a police judge and marshal for the town of Carlisle, Nicholas county."

10. An act to amend the charter of the Lexington and Winchester turnpike road company.

11. An act to incorporate the town of Curdsville, in Daviess county.

12. An act to incorporate the Kentucky Tournament Association.

13. An act to reduce into one the several acts in regard to the town of Lancaster.

14. An act to amend an act to incorporate the Lancaster Cemetery Company.

15. An act to amend the charter of the Kentucky Company.

16. An act to incorporate the Cave City Lodge, No. 418, of Free and Accepted Masons.

17. An act to amend the charter of the Hopkins Mastodon Coal, Iron, Mining, and Manufacturing Company, approved January 11th, 1856.

18. An act to incorporate the Commercial Hotel Company of Harrodsburg.

19. An act to amend the charter of the Bowling Green Building Company.

20. An act to incorporate the Cave City Masonic Institute.

21. An act to incorporate Miss White's Institute for Young Ladies.

22. An act increasing the county levy of Oldham county for the years 1867 and 1868.

23. An act to amend an act, entitled "An act to amend the charter of the town of Albany."

24. An act to incorporate the Poplar Plains and Hinton's Mill turnpike road company.

25. An act for the benefit of the citizens of Carter county.

26 An act to incorporate the Greenup and Carter railroad company.

27. An act to empower the county court of Oldham county to make subscriptions to the capital stock of turnpike roads in said county.

28. An act for the benefit of R. B. Evans, clerk of Barren county.

29. An act for the benefit of W. P. Evans, administrator of W. F. Evans, deceased, late county judge of Barren county.

30. Resolution concerning the Blind Asylum.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 16th, 17th, 18th, 19th, 20th, and 23d to the Committee on the Judiciary; the 2d and 3d

to the Committee on Military Affairs; the 4th, 5th, 9th, 11th, 12th, 13th, 14th, and 15th to the Committee on Revised Statutes; the 6th, 8th, and 21st to the Committee on Education; the 7th, 10th, 24th, and 26th to the Committee on Internal Improvement; the 22d, 25th, 27th, and 29th to the Committee on County Courts, and the 28th to the Committee on Finance.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Swiss Benevolent Society of Louisville.

An act authorizing a sale of Cooper's Run Church, in Bourbon county.

An act to authorize the voters of Mercer county to vote on the levy of a tax for railroad and turnpike purposes.

An act to regulate the sale of tobacco in the city of Louisville.

An act to amend an act for the benefit of the sureties of W. J. Field, late sheriff of Carter county.

An act for the benefit of Ann Eliza King.

An act to amend the charter of the Mt. Sterling and Howard's Mill turnpike road company.

An act to amend an act, entitled "An act to incorporate the Young Lodge of Free and Accepted Masons, in the town of Hodgenville."

An act to incorporate Cecilian College, in Hardin county.

An act to incorporate the Lexington Library Company.

An act to repeal so much of an act for the benefit of the towns of Scottsville and Franklin, approved January 27, 1863, as applies to Scottsville.

An act to amend an act to incorporate the Jessamine Female Institute.

An act to incorporate the Tobacco Exchange Bank of Louisville.

An act to incorporate the Board of Education of the Louisville Annual Conference of the Methodist Episcopal Church, South.

An act to incorporate the Kentucky Mining, Lumber, and Manufacturing Company,

An act to establish the county of Henrietta.

An act to incorporate the Hillsboro and Phelps' Mill turnpike road company.

An act for the benefit of Robert Hamilton, sheriff of Perry county.

An act for the benefit of A. H. Buckner.

An act to amend an act, entitled "An act to incorporate the Salomon Gas Company," approved January 16th, 1866.

An act for the benefit of Robert J. Dawson, of Mason county.

An act to incorporate the North Middletown and Owingsville turnpike road company.

An act to incorporate the Ashland and Catlettsburg turnpike company.

An act to incorporate a turnpike road from Mitchellsburg, in Boyle county, to the town of Liberty, in Casey county.

An act for the benefit of Jonathan Lewis, late sheriff of Harlan county.

Resolution appointing a joint committee to inquire into the expediency of giving State aid to railroads,

The following petitions were presented, viz:

By Mr. Stone—

1. The petition of citizens of Scottsville in regard to the licensing of tippling-houses in said town.

By Mr. Black—

2. The petition of citizens of school district No. 49, in Crittenden county.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on the Judiciary, and the 2d to the Committee on Education.

On motion of Mr. Harrison, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of an act which originated in the House of Representatives, entitled

An act to incorporate the Kentucky Poultry Company.

After a short time, said bill was handed in to the Clerk's table.

Mr. Harrison presented the 19th report of the Trustees of the Kentucky Institution for the Blind for 1866.

[*For report—see Legislative Document No.* 13.]

Ordered, That the Public Printer print 1,500 copies of said report for the use of the managers of said institution.

The Speaker, in pursuance of the 6th of the series of resolutions heretofore offered by Mr. Helm, appointed Messrs. Helm, Bruner, and W. J. Worthington a committee on the part of the Senate.

On motion of Mr. Cook, leave was given the committee to withdraw their report in relation to the removal of the Seat of Government.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Walnut Hill turnpike road company.

By Mr. Cosby, from the same committee—

An act to incorporate the Newcastle and Kentucky River turnpike company.

By same—

An act to amend the 4th section of an act, entitled "An act to amend the charter of the Bridge Company over Tradewater."

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the German United Evangelical Protestant St. Lucas Congregational Society of Louisville.

By Mr. Gorin, from the same committee—

An act to incorporate the Lebanon and Cumberland River railroad company.

By Mr. Prall, from a select committee—

An act to authorize the formation of corporations for mining and manufacturing purposes.

By Mr. J. J. Landram, from the Committee on Military Affairs—

An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Lexington.

By Mr. Bigger, from the Committee on the Judiciary—

An act to amend and reduce into one the several acts concerning the city of Henderson.

With amendments to the last two named bills.

Which amendments were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred bills from the House of Representatives of the following titles, viz:

An act for the benefit of John H. Pinner, of Graves county.

An act for the benefit of the heirs of John Wilson, deceased,

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken upon ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Chandler, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of the Carlisle and Sharpsburg turnpike road company,

Reported the same without amendment.

Said bill was read the third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the president and directors of the Carlisle and Sharpsburg turnpike road company shall have power to exact an additional toll of from 25 to 100 per centum upon the established rate of tolls upon all wagons whose draft and burden exceed six thousand pounds avoirdupois weight, and shall have the same power to enforce and receive such additional tolls as they now have to collect and enforce their regular tolls.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and Thompson, were as follows, to-wit:

Those who voted in the affirmative, were—

N. R. Black,	W. C. Halbert,	John A. Prall,
Wm. S. Botts,	Henry C. Lilly,	George C. Riffe,
John B. Bruner,	John J. Landram,	Philip Swigert—11.
Tho. P. Cardwell,	W. W. McKenzie,	

Those who voted in the negative, were—

R. T. Baker,	Evan M. Garriott,	John W. F. Parker,
J. M. Bigger,	James W. Gorin,	Elijah Patrick,
John G. Carlisle,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	James Harrison,	H. Thompson,
Thos. B. Cochran,	John L. Helm,	I. C. Winfrey,
Milton J. Cook,	O. P. Johnson,	C. T. Worthington,
A. D. Cosby,	Wm. Johnson,	W. J. Worthington—23.
W. A. Dudley,	J. D. Landrum,	

So said bill was disagreed to.

Mr. Helm, from the Committee on Federal Relations, made the following report on the subject of the call of a National Democratic Convention, viz:

"*Resolved by the General Assembly of the Commonwealth of Kentucky*, That this General Assembly favor the calling of a National Democratic Convention of all the States, to be held in the city of Louisville, at an early day, for the purpose of taking into consideration such measures as will promote the public welfare, maintain inviolable the Constitution of our fathers, the enforcement of constitutional law, and to bring to bear the whole power and influence of the National Democracy to the support of the President in his efforts to restore the Union, now dissevered by the unconstitutional revolutionary acts of Congress."

The Committee on Federal Relations, to whom was referred the above resolution offered by Mr. Chandler, would respectfully report:

That they have had the same under consideration, and are of the opinion that the action therein proposed is not only eminently proper under existing circumstances, but imperatively demanded by the best interests of the people of the whole Union, imperiled, as they are, by the mad policy of a revolutionary party that now control the United States Government.

The Federal Government was established by States, alike equal and independent, for certain specific purposes, with powers specifically enumerated in the Constitution, and such powers as were necessary to carry into effect and to execute the specified powers, each State retaining its original dignity and equality, and reserving to itself all powers not delegated by the Constitution to the General Government, nor prohibited to the several States. In this residuary mass of powers was included the right of each State to prescribe the qualifications of its electors, to establish and regulate its own domestic policy, to secure protection to the lives, liberties, and property of its citizens, and to provide for the administration of justice between them according to its own laws, and through the agency of its own tribunals. Besides this reservation of powers to the States respectively, they mutually guaranteed to each other, by constitutional law, in which the plighted faith of each and all the States was pledged in the most solemn manner, by the ratification of the Constitution, that every State should be entitled to representation in the House of Representatives in proportion to its population, and that no State should be deprived of its equal suffrage in the Senate without the consent of such State.

To guard more effectually and carefully the liberties of a free people, all the individual rights which have been esteemed essential to the freedom and security of the citizen, from the days of *magna charta* to the present time, were carefully and specifically enumerated in the Constitution, and declared to be forever sacred and inviolate.

Organized on these principles, the Federal Government, at the commencement of the terrific and sanguinary conflict through which we have recently passed, by its executive, and with a unanimity rarely, if ever before, presented in its legislative department, solemnly declared to the people of the United States and to the civilized world "that the war was waged in no spirit of oppression, nor for purpose of conquest or subjugation, nor for the purpose of overthrowing or interfering with the rights or established institutions of the States, but to defend and maintain the Constitution, and to preserve the Union with all its dig-

nity and the equality and rights of the several States unimpaired; and that so soon as these objects were accomplished, the war ought to cease."

Was this pledge made in good faith? If it was, the honor of the whole party stands pledged to its redemption. If it was made to deceive, a blush of shame should mantle the cheeks of every man engaged in perpetrating so gross a fraud and falsehood.

Influenced by these oft-repeated assurances of fidelity to constitutional obligation on the part of the executive and legislative departments of the General Government, thousands and tens of thousands of our patriotic citizens sprang to arms, with a promptness unparalleled in the history of nations. They cheerfully met and bore all the dangers and privations of a long and bloody war, and laid down their lives a willing sacrifice upon the altar of their country.

The struggle was one unprecedented in the annals of the human race. Thousands of gallant and heroic braves on both sides of the conflict met on the sanguinary battle-field, where American gallantry and valor were shown in such glory as the world had never before witnessed.

The Federal armies, by their overwhelming numbers and power, were at last triumphant. It was then the soldiers of the competing armies struck hands in friendly greeting, and brave and chivalrous brothers, so recently arrayed on the battle-field, held friendly converse. It had been proclaimed the fight was not to degrade and subjugate our Southern brothers, but to vindicate the supremacy of law and to uphold the Constitution of the country, that all might enjoy its protecting shield, its privileges and its blessings.

The Federal soldier pointed with pride to oft-repeated pledges of the Government to give the Southern soldier assurances of magnanimity and amnesty which awaited him. The Southern soldier has grounded his arms, returned to the peaceful walks in society, acknowledging his obedience to law and allegience to the Government.

Notwithstanding the plighted faith of the Government through its departments, at the beginning and during the contest, which every consideration of honor, truth, and justice required an observance of, the party now controlling the Government has astounded not only the people of this country, but those of the civilized world, by a series of unparalleled usurpations of power. There has been perpetrated the most shameless disregard of constitutional obligations, the most flagrant violations of individual and State rights, to be found in the history of civilized nations. They have invaded the holy sanctuaries of religion, and have attempted to abridge its freedom by imprisoning ministers of the gospel, and by imposing humiliating oaths as a prerequisite to the performance of their sacred and holy mission. They have condemned them to cruel and unconstitutional penalties for disregarding their despotic and tyrannical behests.

They have consigned citizens into dungeons, without making known the charges or proceeding by due process of law. They have suspended and denied the privilege of the writ of *habeas corpus*, that golden key prepared by our fathers to unlock the bastile to give the citizen the right to be heard in his defense.

They have denied to the citizen the ancient mode and sacred right of trial by a jury of his peers, and tried him before tribunals unknown to the Constitution and laws of his country, and condemned him to ignominious punishment and to death. They have subjected him to unreasonable and arbitrary searches and seizures, in shameless contempt of the Constitution. When the people have assembled together peaceably to consult, to remonstrate, and to protest against these wrongs and kindred grievances, and propose measures for the public welfare, or through the press, that terror to tyrants, or at the ballot-box, their assemblies have been dispersed by the bayonet, the press has been suppressed, and the exercise of the elective franchise made a miserable farce.

Some of the bravest officers who lavished their blood in the cause of the Government and the Constitution, who dared to have the boldness and manhood to raise their voices to manifest a just and proud indignation against these lawless acts of injury founded in despotism, had their badges of war ruthlessly torn from them, and they dismissed from service without accusation or trial, or banished, imprisoned, or exiled. Against all these acts of oppression Kentucky enters her solemn protest. But it is said these wrongs and outrages are accompanied by extenuating circumstances, to be found in the wide-spread popular excitement which pervaded the popular mind during the existence of a gigantic civil war. They were certainly less observed and less heeded in the midst of the clash of arms. But the reflecting statesman, the anxious patriot, jealous of the liberties of the country, and desirous to promote the happiness and prosperity of his race, had a right to expect, with a return of peace, honor, justice, reason, humanity, and constitutional law, would resume their places and insure an honest redemption of the solemn pledges of the Government. But quite the contrary is the fact. The people have now more serious cause for alarm for their liberties, arising from the fact that still bolder and more defiant strides in the direction of imperial despotism have been taken by the dominant party since the close of the war.

In addition to the stamp act and the civil rights bill, which undertook to prescribe rules of evidence in the State courts, we have the freedman's bureau bill, and bills of kindred character. They have assumed to abrogate State laws made pursuant to State Constitutions; provided penalties against State judges for an honest judicial opinion; thus impairing the independence of the State judiciary. They pronounce as a rule of evidence that negroes shall give evidence between white men. All this is done under pretense of an existing necessity to protect the negro in his freedom, and that despite Executive vetoes. They have sent into the States a multitude of officers to harass the people and eat out their substance, under the pretense of its necessity to protect the labor and regulate the law of contract for the black man. These acts are distasteful to the people and destructive of the best interest of that race whose interests they profess to care for and protect.

By congressional law and executive proclamation pledges of pardon, amnesty, and restoration of the Southern States to all their political rights, were solemnly made. The olive branch thus held out

has been accepted in good faith by the people; they have laid down their arms and submit to the laws and the Constitution. Yet they deny to those States representation, whilst they impose on them direct taxation in violation of a plain provision of the Constitution. They assume these are not States of the Union, but are territories, conquered and held by the laws and right of war. What is that less than an avowed declaration of a dissolved Union? The Constitution provides that representation and *direct taxation* shall be apportioned among the *several States of the Union* according to population. They are held to be States for taxation, but not States entitled to representation. If they are States for one purpose, they are States for all the purposes of the Constitution. They subject the people of the Southern States to onerous taxation and oppressive protective tariff laws, whilst they keep suspended over their heads the sword of Damocles, in the form of cruel and unnecessary laws for the confiscation of their property, and execute them by force without trial and conviction. They have introduced odious political test oaths, decided now to be unconstitutional. They have appropriated millions of the private property of non-combatant citizens to the public use without compensation; in some instances imposing humiliating oaths as a condition precedent to the receiving pay for property acknowledged to have been taken for the public use.

They present and seek to secure the ratification of amendments to the Constitution which strike at the fundamental principles in our structure of government, by duress, force, and political torture of the Southern people. They seek to degrade and to ostracise white men, whilst they insist on the enfranchisement and elevation of the negro; thus they seek to substitute vice and ignorance for virtue and intelligence, as an element to control the destinies of this nation. Could there be presented a proposition more dangerous to civil liberty and the principles on which our Government was founded than that involved in a great historical fact, now presented before us, of a civil war closed between sections, and the conquering section demanding and seeking to coerce vital and radical changes in our form of government, irrespective of the voluntary will of the conquered section? Establish that as a precedent, and you at once inaugurate a government of force, and establish it on the ruins of a government of will. It is the great principle involved which determines the people of Kentucky firmly to reject and to resist these innovations on the principles of their fathers.

A government administered on the eternal principles of truth, honor, justice, and mercy, will never fail to command the respect, the love, the veneration, and allegience of the people. A government administered on the principle of fraud, falsehood, tyranny, and oppression, will never fail to lose the confidence, respect, and veneration of the people.

The good and true men of all parties congratulate the country that, amidst the strife of contending parties, that branch of the Government, intended to shield the citizen from oppression—the Supreme Court—has manifested a capacity and a willingness to interpose

between this storm of party passion and the citizen, by throwing its protecting mantle around him as a shield from oppression. The hopes of the country now rest on that department as the sheet-anchor to steady the vessel of State, and make sure its moorings. That court has stricken down that hydra-headed monster, the trial of the citizen by military commission, and established his right to be heard before his peers. Whilst thus flushed with hope at the appearance of a ray of light bursting through the lowering clouds of war and domestic strife, a gloom of foreboding obtrudes upon the minds of the people by the knowledge of the fact, that four of the judges of that august tribunal falter in meeting the grave questions which are being presented. The intensity of that gloom is increased by a knowledge of the fact that there are intimations that it is the purpose of the party in power to reorganize that court, and thus subordinate that department to the will of each successful faction and party. Accomplish that, and our fair temple of liberty crumbles in ruins, and beneath its fall will be crushed man's last hope for freedom.

But there exist other causes for alarm. It is the settled policy of the party in power that the people of the Southern States shall not be represented in Congress until after the next presidential election, if then, and shall be excluded from participation in the election of President. The impeachment of the President, to be tried by the Senate in the absence of representation of the Southern States, has assumed a shape to authorize a belief that it is determined on as part of their policy. A demonstration has been made which would lead to the conclusion that a perpetual Congress is part of the political programme of the party in power. It is, too, boldly insisted by some of the most distinguished leaders of the party, that a ratification of the proposed amendment to the Constitution by three-fourths of the States now represented in Congress will make it part of the Constitution.

If this policy, or any two or three of its main features, shall be carried into practical execution, it will be difficult to exclude the belief that it will result in a sanginary conflict of arms, and establish dissolution as a fixed fact. Will it be less than a proclamation by the representatives of a majority of States and peoples that the Union is dissolved? The South insisted on a dissolved Union on the establishment of the Confederate government. If the North now, by an overwhelming vote, shall by its acts recognize the existence of the fact, by ignoring the existence of eleven of the States, once of the Union, you have the concurrent acts of nearly every State in the Union (Kentucky, Maryland, and Delaware forming the exception) uniting in the acknowledgment of a dissolved Union. The compact of Union is the Constitution. That has been ignored and disregarded in all its essential covenants of mutuality. It cannot be denied, that, if all the States in the Union were represented in a National Convention, they might dissolve the compact and remand the conferred powers to the States respectively. Why would this be so? It is because they would represent the sovereignty of the separate States in its original and unlimited capacity. The sovereignty of the States thus united could propose another form of government; but as the States would then assume their originally separate and independent sovereignties,

it would require the concurrent action of the several States to establish another Union. The present Constitution was established on that principle. Admit, for argument sake, it requires the will of the people of the several States to dissolve the compact of Union; that will may be made known in the regular form of a convention. The will of the people of the several States is reflected and represented in a more qualified and restricted sense through their Representatives in Congress. Suppose that will is manifested by denying to individuals and the peoples of States, parties to the compact, rights and privileges plainly and unmistakably guaranteed by the compact, what would be the legal and political effect may or may not be a judicial question. A compact between sovereignties is an entirety, and must be observed by all to be binding on all.

We have established a common arbiter—the Supreme Court; and as to all questions coming within its jurisdiction, all good citizens ought to submit to its decision. But there are political rights secured to the States, where no common arbiter has been agreed. It may be insisted, if these rights are ignored, denied, and trampled on by a dominant party in other States, such acts of the dominant party whose redress is asked in the proper mode, and refused until patience and forbearance under oppression and wrong ceases to be a virtue, absolves the oppressed party or parties from any further obligation to observe the terms of the compact. The most charitable construction which can be placed on the conduct of the dominant party is, that they are acting on the assumption of a dissolved Union without the obligations of an oath, to observe the Constitution; and that Congress is the supreme law-giver, and the States are held together by force. The greatest leader of that party—Stevens, of Pennsylvania—has openly avowed the Union was dissolved, and his action made conformable to that state of things. If this revolutionary idea is not arrested, who can foresee the consequences that may follow in its train? The American people are forbearing and hopeful; but conclusions follow political events as certain as water seeks its level. The most sensitive interests which are interwoven in the business transactions of citizens of the United States at this time is the currency and national securities. Their destruction may follow the solution of this political problem. If so, those who have sown the seed will reap the harvest.

In this chaotic state of political affairs Kentucky insists on a perfect union of all the States, with all their rights and privileges secured by the Constitution to each State, and is determined now, as heretofore, to stand firm as a rock in the ocean, bearing aloft the Constitution as our fathers made it; and if the temple of civil liberty erected by their noble hands, and conceived by their colossal minds, must fall, she will be buried beneath its ruins.

From the warnings we have, it is our duty to watch with a jealous and vigilant eye the movements of that party. It has been truthfully said, "the price of liberty is eternal vigilance."

It is demonstrable to the most casual observer of passing political events, that unless the encroachments of the party in power upon the reserved powers of the State can be arrested, it must eventually result in the destruction of the powers and rights of the several States secured

by the Constitution, and unite in the Federal Government all power. In that event, there will be created a despotism on the ruins of a mighty republic, in comparison to which that of Austria and Russia may be esteemed a blessing.

The evils existing and anticipated being thus presented, the question arises, what is the remedy, and how shall we escape the evils foreboded? That question baffles the wisest statesmen of this age.

Your Committee would recommend a National Democratic Convention as the best remedy to unite all the elements of opposition into one party, and make a last and final appeal to the ballot-box. If the lovers of liberty can forget and sink into oblivion the past, merge personal considerations in the public good, ignore past parties, party names, and party issues, and, by the adoption of principles on which all the opposing elements may unite in one grand and active political party, having a common purpose, this swelling tide of despotism may be rolled back, and its projectors scattered to the winds.

To effect that object, concert and co-operation are indispensable; that can only be effected by a grand council of representative men in National Convention assembled.

Wherefore, the committee recommend the adoption of the resolution submitted for their consideration.

Ordered, That said resolutions be printed and placed in the orders of the day.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruner, from the Committee on Revised Statutes—

1. A bill supplemental to an act to change the charter of the Lexington Library Association.

By Mr. Chandler, from the Committee on Internal Improvement—

2. A bill to incorporate the Hillsboro and Mouth of Fox Creek turnpike road company.

By Mr. Stone, from the same committee—

3. A bill to incorporate the Hillsboro and Phelps' Mill turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

4. A bill to amend an act, entitled "An act to amend section 4, article 3, chapter 17, of the Revised Statutes, title 'Clerks.'"

By Mr. Carlisle, from the same committee—

5. A bill to incorporate the Covington Library and Literary Association.

By Mr. Bigger, from the same committee—

6. A bill to incorporate Three Springs Lodge, No. 417, of Ancient York Masons, of Barren county.

By same—

7. A bill to revive the charter of the Paducah and Tennessee railroad company, approved March 8th, 1854, and to extend the time in which to commence the work.

By same—

8. A bill to incorporate the Sterling Male and Female College.

By same—

9. A bill to amend an act approved 17th February, 1866, entitled "An act to amend an act to amend article 3, chapter 86, Revised Statutes," approved September 30th, 1861.

By Mr. Bruner, from the Committee on the Revised Statutes—

10. A bill for the benefit of Elijah R. Eskridge, late judge of the Breckinridge county court.

By Mr. Cochran, from the same committee—

11. A bill to amend an act, entitled "An act to incorporate the Poor Man's National Life Insurance Company, of Louisville."

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 10th, and 11th were ordered to be engrossed and read a third time, and the 9th was ordered to be printed and placed in the orders of the day.

The constitutional provision as to the third reading of said first bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to establish the county of Robertson,

Together with the amendment heretofore proposed.

And the question was then taken on the adoption of the proposed amendment, and it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

Said bill was then read a third time.

[*See Session Acts*, 1867.]

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being taken thereon by Messrs. Cleveland and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	Wm. Johnson,
Wm. S. Botts,	W. W. Gardner,	John J. Landram,
John B. Bruner,	Evan M. Garriott,	Elijah Patrick,
John G. Carlisle,	James W. Gorin,	Philip Swigert,
Tho. P. Cardwell,	W. C. Halbert,	H. Thompson,
Joseph H. Chandler,	T. W. Hammond,	I. C. Winfrey,
F. L. Cleveland,	John L. Helm,	W. J. Worthington—23.
A. D. Cosby,	O. P. Johnson,	

Those who voted in the negative, were—

J. M. Bigger,	Henry C. Lilly,	John A. Prall,
N. R. Black,	J. D. Landrum,	George C. Riffe,
Thos. B. Cochran,	W. W. McKenzie,	B. W. Stone,
Milton J. Cook,	John W. F. Parker,	C. T. Worthington—13.
James Harrison,		

Resolved, That the title of said bill be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, reported a bill requiring applicants for acts of incorporation for local or private companies to have their bills printed.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill was then read the third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That no bill to incorporate any local or private company in this State, or to amend any such act heretofore granted, shall be considered by either House of this General Assembly until the bill or act asked for shall have been printed (at the cost of the applicants) and laid upon the tables of each member of both Houses.

§ 2. All motions or resolutions to dispense with the provisions of this act shall be declared out of order.

§ 3. This act shall be in force from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Swigert and Harrison, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	James W. Gorin,	John J. Landram,
J. M. Bigger	Wm. H. Grainger,	W. W. McKenzie,
N. R. Black,	T. W. Hammond,	Elijah Patrick,
Thomas P. Cardwell,	James Harrison,	Philip Swigert,
F. L. Cleveland,	O. P. Johnson,	Harrison Thompson,
Thomas B. Cochran,	Wm. Johnson,	C. T. Worthington,

Wm. A. Dudley, Henry C. Lilly, W. J. Worthington—22.
W. W. Gardner,

Those who voted in the negative, were—

John B. Bruner, W. C. Halbert, John A. Prall,
Milton J. Cook, John L. Helm, George C. Riffe,
A. D. Cosby, J. D. Landrum, B. W. Stone,
Evan M. Garriott, John W. F. Parker, I. C. Winfrey—12.

Resolved, That the title of said bill be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Bigger—

1. A bill for the benefit of the University of Paducah.

On motion of Mr. Winfrey—

2. A bill for the benefit of school district No. 36, in Cumberland county.

On motion of same—

3. A bill for the benefit of school district No. 17, in Cumberland county.

The Committee on the Judiciary were directed to prepare and bring in the 1st, and the Committee on Education the 2d and 3d.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act to direct the Secretary of State to purchase the Digest of the Decisions of the Court of Appeals of this State prepared by M. H. Cofer.

An act for the benefit of the Joint Stock Agricultural and Mechanical Association of Madison county.

An act to incorporate the Evansville, Henderson, and Nashville railroad company.

An act to incorporate the Louisville Builders' Association.

An act to incorporate Pleasureville Lodge, No. 410, of Free and Accepted Masons.

An act to amend the charter of the town of Harrodsburg.

An act for the benefit of Robert J. Dawson, of Mason county.

An act to incorporate the Henderson Fair Company.

An act amending an act to punish certain trespasses in Jefferson, Scott, Mason, Kenton, Campbell, and Woodford counties, approved December 23, 1861, and extending its provisions to Henry, Bourbon, and Franklin counties.

An act authorizing the trustees of the town of Columbia to appoint a marshal in case of vacancy.

An act for the benefit of Francis Catron, late sheriff of Knox county,

An act for the benefit of the estate of D. L. Miller, deceased, late sheriff of Ohio county.

An act to amend the charter of the United Life, Fire, and Marine Insurance Company.

An act for the benefit of W. P. Maddox, administrator of W. J. Wright, late sheriff of Trimble county.

An act for the benefit of C. G. Halstead, late sheriff of Livingston county.

An act for the benefit of W. A. L. B. Sharp, late sheriff of Estill county, and his sureties.

An act for the benefit of James B. Cook, sheriff of Trimble county.

An act declaring Sexton creek, in Clay county, a navigable stream.

An act for the benefit of the trustees of the Baptist Church of Christ at Viney Fork, in Madison county.

An act to incorporate the First German Methodist Episcopal Church of Covington.

An act to amend the charter of the town of Brooksville, Bracken county.

An act allowing the trustees of the town of Bowling Green to convey a portion of Washington street.

An act to incorporate the Sisters of the Good Shepherd of Louisville.

An act for the benefit of Henry Fry, of Boone county.

And enrolled bills and a resolution, originating in the Senate, of the following titles, viz:

An act to change the time of holding the court of claims of Fayette county.

An act for the benefit of the Germantown and Hamilton Cross Roads turnpike, and the Dutch Ridge turnpike, in Bracken county.

An act for the benefit of the securities of James B. McWhorter, late sheriff of Taylor county.

An act to charter the Louisville and Greenland railway company.

An act to incorporate the Poplar Plains and Plummer's Mill turnpike road company.

An act to incorporate the Mill Creek turnpike road company.

An act to amend an act, entitled "An act to incorporate the Hillsboro and Wyoming turnpike road company."

An act to incorporate the Christian Church at Mayfield.

An act to give immediate effect to the act amending the charters of the Louisville and Frankfort and Lexington and Frankfort railroad companies.

Resolution appointing a committee to take into consideration the reduction of the State taxes.

And had found the same truly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

The Senate took up for consideration a bill to quiet all disturbances growing out of the late rebellion.

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Thursday next, at 10½ o'clock, A. M.

The Senate also took up for consideration a bill to amend the Criminal Code of Practice.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration a bill to establish a conventional rate of interest in this State.

Pending the consideration of which, the hour arrived for the execution of the joint order of the day, the election of United States Senator.

In pursuance of adjournment, the two Houses of the General Assembly met in joint session in the Hall of the House of Representatives, for the purpose of executing the joint order of the day, the election of United States Senator—there being present and voting a majority of all the members elected to each House—and after the Journals of yesterday had been read by the Clerk, the Presiding Officer of the body announced that, as no one had as yet received a majority of all the votes given, they would now proceed to take another ballot.

The vote was then taken, which stood thus:

S.—31

Those who voted for Mr. Powell, were—

J. M. Bigger.	W. P. D. Bush,	Henry D. McHenry,
John G. Carlisle,	Wm. L. Conklin,	Hugh Newell,
Thos. B. Cochran,	Thos. H. Corbett,	John W. Oglevie,
A. D. Cosby,	James M. Corbin,	George M. Priest,
W. A. Dudley,	Wm. H. Covington,	Jos. B. Read,
Evan M. Garriott,	Joseph W. Davis,	W. H. Reynolds,
John L. Helm,	W. P. Duvall,	Fenton Sims,
Wm. Johnson,	James P. Ford,	Theodore Thompson,
B. W. Stone,	Charles S. Green,	Isaac C. Vanmeter,
Charles Alexander,	J. R. Hewlett,	Josiah Veech,
Richard Bell,	R. C. Hudson,	A. H. Willingham,
Willis R. Bradley,	J. Fry Lawrence,	Jos. B. Woolfolk,
Wm. A. Brann,	J. D. Lillard,	Haydon S. Wright—41.
James Brien,	Milton McGrew,	

Those who voted for Mr. Harding, were—

William S. Botts,	Mr. SPEAKER (Taylor),	B. D. Lacy,
John B. Bruner,	Joshua F. Bell,	W. J. Lusk,
Joseph H. Chandler,	B. F. Buckner,	P. A. Lyon,
F. L. Cleveland,	Isaac Calhoon,	John F. McMillan,
W. W. Gardner,	W. G. Connor,	A. J. Mershon,
James W. Gorin,	Chas. R. Craycroft,	W. E. Parrott,
W. C. Halbert,	Robert T. Davis,	Geo. Poindexter,
T. W. Hammond,	John Draffin,	P. J. Potter,
James Harrison,	Wm. Fisher,	J. A. Rousseau,
John J. Landram,	W. H. Gardner,	John R. Thomas,
W. W. McKenzie,	John J. Gatewood,	B. F. Trabue,
George C. Riffe,	James Harlan, jr.,	Thomas W. Varnon,
Philip Swigert,	H. G. Harris,	Isaac N. Webb,
Harrison Thompson,	James R. Hindman,	Frank L. Wolford,
I. C. Winfrey,	Wm. S. Hodges,	James Wood,
C. T. Worthington,	Urban E. Kennedy,	Bryan R. Young—48.

Those who voted for Mr. Bristow, were—

R. T. Baker,	Elijah C. Baker,	Wm. J. Moores,
N. R. Black,	Martin Bijur,	Lewis Myers,
Tho. P. Cardwell,	P. H. C. Bruce,	R. Patrick,
Milton J. Cook,	D. J. Burchett,	J. H. Reynolds,
Wm. H. Grainger,	D. R. Carr,	John B. Riggs,
O. P. Johnson,	U. P. Degman,	M. J. Roark,
Henry C. Lilly,	Chas. B. Faris,	John D. Russell,
J. D. Landrum,	James W. Finnie,	B. F. Shephard,
John W. F. Parker,	J. W. Gault,	J. D. Shutt,
Elijah Patrick,	L. M. Hazelip,	H. G. Van Seggern,
John A. Prall,	Jacob Hawthorn,	Jackson Veatch,
W. J. Worthington,	B.W. S. Huffaker,	Geo. H. Whitten,
Wm. B. Anderson,	Moses B. Lacey,	John A. Yandell—41.
J. M. Armstrong,	Wm. McDaniel,	

On motion, the joint session was dissolved to meet again on to-morrow at 12 o'clock, M.

And then the Senate adjourned.

WEDNESDAY, JANUARY 30, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act to charter the People's Transportation Company.

An act supplemental to an act to change the charter of the Lexington Library Association.

That they had passed bills of the following titles, viz:

1. An act authorizing the Board of Managers of the Eastern and Western Lunatic Asylums to fix the salaries and rates of charges in said asylums.

2. An act to amend the charter of the Adas Israel of the city of Louisville.

3. An act to incorporate the Colored Methodist Episcopal Church, South, at Hopkinsville.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Finance, and the 2d and 3d to the Committee on the Judiciary.

Mr. Harrison presented the petition of Mary M. Traxel, asking the passage of an act for her benefit.

Which was received, the reading dispensed with, and referred to the Committee on Revised Statutes.

Mr. Harrison read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

WHEREAS, Mrs. M. J. Stone is a widow and entirely indigent, and she has a daughter who is feeble-minded and four and a half years old; therefore, it is

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Commissioners and Superintendent of the Institution for the Education of Idiots and Feeble-minded Children are directed to receive said child into said institution without pay for her support, &c.

Ordered, That said resolution be placed in the orders of the day.

A message was received from the Governor by Mr. VanWinkle, Secretary of State, announcing that the Governor had approved and

signed enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to charter the Louisville and Greenland railway company.

An act to incorporate the Christian Church at Mayfield.

An act to change the time of holding the court of claims of Fayette county.

An act for the benefit of the securities of James B. McWhorter, late sheriff of Taylor county.

An act to give immediate effect to the act amending the charters of the Louisville and Frankfort and Lexington and Frankfort railroad companies.

An act for the benefit of the Germantown and Hamilton Cross Roads turnpike, and the Dutch Ridge turnpike, in Bracken county.

An act for the benefit of Hardin county.

An act to incorporate the Poplar Plains and Plummer's Mill turnpike road company.

An act to incorporate the Mill Creek turnpike road company.

An act to amend an act, entitled "An act to incorporate the Hillsboro and Wyoming turnpike road company.

Resolution appointing a committee to take into consideration the reduction of the State taxes.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. Baker, from the Committee on County Courts—

An act to change the time of holding the quarterly court in Adair county.

By same—

An act to change the time of holding the Boyd quarterly court.

By same—

An act to change the time of holding the quarterly court in Clinton county.

By same—

An act allowing the county court of Hopkins county to levy an additional tax, &c.

By same—

An act to authorize the county court of Monroe to levy an ad valorem tax for county purposes.

By same—

An act to authorize the presiding judge of Hart county to issue a new railroad bond.

By Mr. Botts, from the Committee on Finance—

An act for the benefit of R. B. Evans, clerk of Barren county.

By Mr. C. T. Worthington, from the same committee—

An act for the benefit of John J. Miller, late sheriff of Boone county.

By Mr. O. P. Johnson, from the same committee—

An act for the benefit of H. F. Brown, late sheriff of Kenton county.

With an amendment to the last named bill.

Which amendment was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. C. T. Worthington, from the Committee on Finance, to whom had been referred bills from the House of Representatives of the following titles, viz:

An act for the benefit of the jailers of this Commonwealth.

An act to supply the Clerk of the Court of Appeals with books,

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Helm moved to reconsider the vote by which the Senate on yesterday rejected a bill from the House of Representatives, entitled

An act for the benefit of the Carlisle and Sharpsburg turnpike road company.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be referred to the Committee on Internal Improvement.

Mr. C. T. Worthington, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Milton Barlow,

Reported the same without amendment.

Ordered, That the further consideration of said bill be postponed until Friday next at 11 o'clock.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Baker, from the Committee on County Courts—

An act to give county judges jurisdiction in riots, routs, and breaches of the peace.

By Mr. J. J. Landram, from the same committee—

An act to attach a portion of Grant to Gallatin county.

By same—

An act to divide district No. 3, and to establish district No. 7, in Johnson county.

By Mr. J. D. Landrum, from the Committee on Education—

An act to amend the common school law.

By Mr. Stone, from the same committee—

An act for the benefit of school district No. 5, in Breathitt county.

By Mr. C. T. Worthington, from the same committee—

An act for the benefit of S. B. Scofield and N. Wigginton, late trustees of common school district No. 4, in Franklin county.

By Mr. Prall, from the same committee—

An act for the benefit of school district No. 23, in McCracken county.

Which bills were severally read the first time, and ordered to be read a second time,

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. C. T. Worthington, from the Committee on Finance, asked to be discharged from the further consideration of a bill for the benefit of Gilmore Trafton.

Ordered, That the further consideration of said motion be postponed until Saturday, the 2d of February, at 10½ o'clock.

The Senate, according to order, took up for consideration a bill in relation to the election of members to the Fortieth Congress.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an election shall be held to elect members to the Fortieth Congress, to assemble on the 4th day of March, 1867, in each of the

Congressional districts, at the several places established by law for holding elections, in every county, town, and city in the State, to be holden on the — day of ——, 1867.

§ 2. That on receiving notice of the passage of this bill, it shall be the duty of each county judge to cause to be opened the county court of their respective counties, and thereupon appoint all the officers to conduct said election now directed by law to conduct general elections.

§ 3. It shall be the duty of the sheriff of the county, by himself and deputies, immediately to notify the several officers of their appointment, and the day of election. He shall also give notice of such election by posting a notice, in writing, at the court-house door, and at each place of holding elections, at least ten days before holding the same.

§ 4. In case of the absence or inability of any county judge to perform the duty assigned by this act, it shall be the duty of the clerk of the county court to notify two justices of the peace, who are hereby vested with all the powers conferred on the county judge; and whose duty it shall be, within ten days succeeding such notice, to meet at the court-house, and comply with the provisions of this act; vacancies to be filled as now directed by law.

§ 5. The officers now required by law shall, in due form of law, certify the same; and it shall be the duty of the several sheriffs to meet at their respective court-houses on the next day after the election, and perform all the duties now required by law in Congressional elections. They shall, within three days thereafter, meet at the several places now fixed by law in their respective districts for comparing Congressional polls, and then and there compare the poll of the several counties, and perform such other duties as are now enjoined by law: *Provided*, If any of the sheriffs shall fail to attend, those in attendance may adjourn for a time not to exceed two days.

§ 6. All the officers attending such elections shall be entitled to the same compensation, to be paid in the same manner, as now fixed by law.

§ 7. That on the passage of this act it shall be the duty of the Governor to cause it to be published in all the newspapers in this State; and it shall be the duty of the Secretary of State to inclose a copy to each county judge and county clerk, and sheriffs of the several counties.

§ 8. This act to be in force from its passage.

Mr. Baker moved to amend said bill by filling the blank with the "1st Monday in August."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Baker and Chandler, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	James W. Gorin,	John W. F. Parker,
N. R. Black,	James Harrison,	Elijah Patrick,

Tho. P. Cardwell, John J. Landram, C. T. Worthington—10.
Joseph H. Chandler,

Those who voted in the negative, were—

J. M. Bigger,	W. A. Dudley,	W. W. McKenzie,
Wm. S. Botts,	W. W. Gardner,	John A. Prall,
John B. Bruner,	Evan M. Garriott,	George C. Riffe,
John G. Carlisle,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Thos. B. Cochran,	Wm. Johnson,	H. Thompson,
Milton J. Cook,	Henry C. Lilly,	I. C. Winfrey—23.
A. D. Cosby,	J. D. Landrum,	

Mr. Chandler then moved to fill said blank with the "4th day of May."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gorin and Harrison, were as follows, to-wit:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	John J. Landram,
N. R. Black,	James W. Gorin,	Elijah Patrick,
William S. Botts,	W. H. Grainger,	George C. Riffe,
John B. Bruner,	W. C. Halbert,	Philip Swigert,
Thos. P. Cardwell,	T. W. Hammond,	C. T. Worthington,
Jos. H. Chandler,	James Harrison,	W. J. Worthington—20.
F. L. Cleveland,	O. P. Johnson,	

Those who voted in the negative, were—

J. M. Bigger,	Even M. Garriott,	W. W. McKenzie,
John G. Carlisle,	John L. Helm,	John W. F. Parker,
Thos. B. Cochran,	Wm. Johnson,	John A. Prall,
Milton J. Cook,	Henry C. Lilly,	B. W. Stone,
A. D. Cosby,	J. D. Landrum,	I. C. Winfrey—15.

Mr. Helm then moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carlisle and J. J. Landram, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	William H. Grainger,	W. W. McKenzie,
Thos. B. Cochran,	John L. Helm,	B. W. Stone,
A. D. Cosby,	Wm. Johnson,	I. C. Winfrey—10.
Evan M. Garriott,		

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	John W. F. Parker,
N. R. Black,	James W. Gorin,	Elijah Patrick,
Wm. S. Botts,	W. C. Halbert,	John A. Prall,
John B. Bruner,	T. W. Hammond,	George C. Riffe,

John G. Carlisle, James Harrison, Philip Swigert,
Tho. P. Cardwell, O. P. Johnson, H. Thompson,
Joseph H. Chandler, Henry C. Lilly, C. T. Worthington,
F. L. Cleveland, John J. Landram, W. J. Worthington—26.
Milton J. Cook, J. D. Landrum,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required on the passage of said bill, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker, W. W. Gardner, John W. F. Parker,
N. R. Black, James W. Gorin, Elijah Patrick,
William S. Botts, W. C. Halbert, John A. Prall,
John B. Bruner, T. W. Hammond, George C. Riffe,
John G. Carlisle, James Harrison, Philip Swigert,
Thomas P. Cardwell, O. P. Johnson, Harrison Thompson,
Jos. H. Chandler, Wm. Johnson, C. T. Worthington,
F. L. Cleveland, Henry C. Lilly, W. J. Worthington—26.
Milton J. Cook, John J. Landram,

Those who voted in the negative, were—

J. M. Bigger Wm. H. Grainger, W. W. McKenzie,
Thomas B. Cochran, John L. Helm, B. W. Stone,
A. D. Cosby, J. D. Landrum, I. C. Winfrey—10.
Evan M. Garriott,

Resolved, That the title of said bill be as aforesaid.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act appropriating one hundred and eighty-seven dollars and fifty cents to the Fleming county court,

An act to incorporate the town of Woodsville, in the counties of Ballard and McCracken.

An act to incorporate the Commonwealth Insurance Company of Kentucky.

An act to amend an act authorizing county courts to make compensation to clerks for services under the pension laws, approved 3d of June, 1865.

An act to extend the charter of the Louisville Gas Company.

An act allowing the Warren county court to convey the public square in Bowling Green and purchase a court-house lot of T. B. Gorin.

An act to incorporate the town of Allensville Station, in Todd county.

An act to incorporate the Louisville Wooden Ware Manufacturing Company.

An act to authorize the county court of Boone county to increase the county levy in said county.

An act for the benefit of the Daviess county court.

An act for the benefit of James M. Brown, late sheriff of Owen county.

An act making the amended road law, approved February, 1866, apply to Breckinridge county.

An act to change the time of holding the Edmonson county and quarterly courts.

An act authorizing the county court of Hancock county to impose additional tax and execute bonds to erect public buildings in said county.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to charter the National turnpike road company.

An act to charter the Board of Internal Improvement for Barren county.

An act supplemental to an act to change the charter of the Lexington Library Association.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

In pursuance of adjournment, the two Houses of the General Assembly met in joint session in the Hall of the House of Representatives, for the purpose of executing the joint order of the day, the election of United States Senator—there being present and voting a majority of all the members elected to each House—and after the Journals of yesterday had been read by the Clerk, the Presiding Officer of the body announced that, as no one had as yet received a majority of all the votes given, they would now proceed to take another ballot.

The following letter was handed in to the Clerk's desk by Mr. Cochran and read by the Clerk, viz:

FRANKFORT, KY., Jan. 30, 1867.

Hon. Thos. B. Cochran, Frankfort, Kentucky.

DEAR SIR: From the commencement of the session of the Legislature my friends have constantly and earnestly desired a caucus to settle the claims of the respective candidates for United States Senator. They have constantly invited all who intend in future to act with the National Democratic party of the United States against the Radicals to meet in friendly council and select a senatorial candidate. This offer, which is in accordance with the usage of political parties, and is deemed the best, if not the only means, to secure harmony and united action among political friends, has been steadily rejected. In the present imperiled condition of the country, Kentucky should not be without full representation in Congress. Most earnestly desiring that harmony should prevail in the ranks of those who intend to act in good faith with the National Democracy, and sustain the President and the Supreme Court against the illegal and revolutionary policy of the Radicals, and believing that all who desire to see the Union restored, the Southern States speedily represented in Congress with perfect equality of rights under the Constitution, the reserved rights of the States preserved, the constitutional and civil liberties of the people maintained, and the fundamental laws faithfully executed, should unite, in solid phalanx, in opposition to the wicked and destructive policy of the Radicals, I regard it a patriotic duty to retire from this protracted contest. You are, therefore, respectfully requested to withdraw my name as a candidate for United States Senator.

To my friends who have given me their support, I return my grateful acknowledgments.

I have the honor to be your obedient servant,

L. W. POWELL.

Mr. Cochran then withdrew from nomination the name of the Hon. L. W. Powell.

Mr. Conklin then nominated the Hon. H. D. McHenry.

Mr. J. J. Landram nominated the Hon. John M. Harlan.

Mr. Oglevie nominated Hon. E. Hise.

Mr. Young nominated Hon. Garrett Davis.

The vote was then taken, which stood thus:

Those who voted for Mr. Davis, were—

William S. Botts,	C. T. Worthington,	John F. McMillan,
John B. Bruner,	Mr. SPEAKER (Taylor),	A. J. Mershon,
Joseph H. Chandler,	Willis R. Bradley,	W. E. Parrott,
W. A. Dudley,	James Brien,	Geo. Poindexter,
W. C. Halbert,	B. F. Buckner,	W. H. Reynolds,
T. W. Hammond,	Robert T. Davis,	Jesse H. Rodman,
James Harrison,	Wm. Fisher,	Isaac C. Vanmeter,
W. W. McKenzie,	H. G. Harris,	Thomas W. Varnon,

George C. Riffe, Wm. S. Hodges, Isaac N. Webb,
Philip Swigert, Urban E. Kennedy, Frank L. Wolford,
Harrison Thompson, B. D. Lacy, Bryan R. Young—34.
I. C. Winfrey,

Those who voted for Mr. McHenry, were—

J. M. Bigger. Wm. L. Conklin, J. D. Lillard,
John G. Carlisle, Thos. H. Corbett, Milton McGrew,
Thos. B. Cochran, James M. Corbin, Hugh Newell,
A. D. Cosby, Wm. H. Covington, George M. Priest,
Evan M. Garriott, Chas. R. Craycroft, Jos. B. Read,
John L. Helm, Joseph W. Davis, J. A. Rousseau,
Wm. Johnson, W. P. Duvall, John R. Thomas,
Charles Alexander, James P. Ford, Josiah Veech,
Richard Bell, Charles S. Green, James Wood,
Wm. A. Brann, R. C. Hudson, Haydon S. Wright—32.
W. P. D. Bush, J. Fry Lawrence,

Those who voted for Mr. Bristow, were—

R. T. Baker, J. M. Armstrong, Wm. McDaniel,
N. R. Black, Elijah C. Baker, Wm. J. Moores,
Tho. P. Cardwell, Martin Bijur, Lewis Myers,
Milton J. Cook, P. H. C. Bruce, R. Patrick,
Wm. H. Grainger, D. J. Burchett, J. H. Reynolds,
O. P. Johnson, D. R. Carr, John B. Riggs,
Henry C. Lilly, U. P. Degman, M. J. Roark,
J. D. Landrum, Ch s. B. Faris, John D. Russell,
John W. F. Parker, J. W. Gault, J. D. Shutt,
Elijah Patrick, L. M. Hazelip, H. G. Van Seggern,
John A. Prall, Jacob Hawthorn, Jackson Veatch,
W. J. Worthington, B.W. S. Huffaker, Geo. H. Whitten,
Wm. B. Anderson, Moses B. Lacey, John A. Yandell—39.

Those who voted for Mr. Hise, were—

B. W. Stone, J. R. Hewlett, P. J. Potter,
Isaac Calhoon, W. J. Lusk, Fenton Sims,
John Draffin, P. A. Lyon, B. F. Trabue,
W. H. Gardner, John W. Oglevie, A. H. Willingham—13.
John J. Gatewood,

Those who voted for Mr. Harlan, were—

F. L. Cleveland, John J. Landram, James R. Hindman,
W. W. Gardner, W. G. Connor, B. F. Shephard—8.
James W. Gorin, James W. Finnie,

No one in nomination having received a majority of all the votes given, the Speaker announced that the body would proceed to take another vote.

Mr. Conklin withdrew from nomination the name of Hon. H. D. McHenry.

Mr. J. J. Landram withdrew the name of Hon. John M. Harlan.

Mr. Oglevie withdrew the name of Hon. E. Hise.

Another vote was then taken, which stood thus:

Those who voted for Mr. Davis, were—

J. M. Bigger,	James Brien,	W. J. Lusk,
Wm. S. Botts,	B. F. Buckner,	P. A. Lyon,
John B. Bruner,	W. P. D. Bush,	Milton McGrew,
John G. Carlisle,	Isaac Calhoon,	Henry D. McHenry,
Jos. H. Chandler,	Wm. L. Conklin,	John F. McMillan,
F. L. Cleveland,	W. G. Connor,	A. J. Mershon,
Thos. B. Cochran,	Thomas H. Corbett,	Hugh Newell,
A. D. Cosby,	James M. Corbin,	John W. Oglevie,
Wm. A. Dudley,	Wm. H. Covington,	W. E. Parrott,
James W. Gorin,	Chas. R. Craycroft,	Geo. Poindexter,
W. C. Halbert,	Joseph W. Davis,	P. J. Potter,
T. W. Hammond,	Robert T. Davis,	George M. Priest,
James Harrison,	John Draffin,	Jos. B. Read,
John L. Helm,	W. P. Duvall,	W. H. Reynolds,
John J. Landram,	William Fisher,	Jesse H. Rodman,
W. W. McKenzie,	James P. Ford,	J. A. Rousseau,
George C. Riffe,	W. H. Gardner,	John R. Thomas,
B. W. Stone,	John J. Gatewood,	B. F. Trabue,
Philip Swigert,	H. G. Harris,	I. C. Vanmeter,
Harrison Thompson,	J. R. Hewlett,	Thomas W. Varnon,
I. C. Winfrey,	James R. Hindman,	Josiah Veech,
C. T. Worthington,	Wm. S. Hodges,	Isaac N. Webb,
Mr. SPEAKER (Taylor),	R. C. Hudson,	A. H. Willingham,
Charles Alexander,	Urban E. Kennedy,	Frank L. Wolford,
Willis R. Bradley,	B. D. Lacy,	James Wood,
Wm. A. Brann,	J. Fry Lawrence,	Bryan R. Young—78.

Those who voted for Mr. Bristow, were—

R. T. Baker,	Elijah C. Baker,	Wm. J. Moores,
N. R. Black,	Martin Bijur,	Lewis Myers,
T. P. Cardwell,	P. H. C. Bruce,	Reuben Patrick,
Milton J. Cook,	D. J. Burchett,	John H. Reynolds,
Wm. H. Grainger,	D. R. Carr,	John B. Riggs,
O. P. Johnson,	U. P. Degman,	M. J. Roark,
Henry C. Lilly,	Chas. B. Faris,	John D. Russell,
J. D. Landrum,	James W. Finnie,	B. F. Shephard,
John W. F. Parker,	J. W. Gault,	J. D. Shutt,
Elijah Patrick,	L. M. Hazelip,	H. G. Van Seggern,
John A. Prall,	Jacob Hawthorn,	Jackson Veatch,
W. J. Worthington,	B. W. S. Huffaker,	George H. Whitten,
Wm. B. Anderson,	Moses B. Lacey,	John A. Yandell—41.
J. M. Armstrong,	Wm. McDaniel,	

Those who voted for Mr. Powell, were—

Chas. S. Green, Fenton Sims—2.

For Mr. James F. Robinson—W. W. Gardner.

For Mr. J. C. Breckinridge—Evan M. Garriott.

For Mr. Jesse D. Bright—Richard Bell.

For Mr. W. O. Butler—Haydon S. Wright.

The Presiding Officer of the body then announced that the Hon. Garrett Davis, having received a majority of all the votes given—there being present and voting a majority of all the members elected to each House—was duly elected Senator from the State of Kentucky to serve in the Congress of the United States for six years from the 4th day of March, 1867.

The joint session of the two Houses was then, on motion, dissolved *sine die*.

And then the Senate adjourned.

THURSDAY, JANUARY 31, 1867.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act for the benefit of Harrison Thompson.

An act for the benefit of R. T. Baker and George R. Fearons.

An act to transfer any interest the Commonwealth of Kentucky has in the estate of Michael Daily to Daniel Hurley.

An act to build a jail or repair the present jail in Jefferson county.

An act changing the boundary line of the Jackson voting precinct, Breathitt county.

An act to change a voting place in Breathitt county.

That they had passed bills of the following titles, viz:

1. An act for the benefit of the citizens of Monroe county.

2. An act for the benefit of Emerson Leslie, jailer of Monroe county.

3. An act for the benefit of E. A. Clark, administrator of George Clark, deceased, of Metcalfe county.

4. An act for the benefit of the citizens of precinct No. 1, in Mercer county.

5. An act creating a new voting precinct in the county of Estill.

6. An act to change the place of voting from Millerstown to the house of Joseph Morrison, in Grayson county.

7. An act to change the place of voting in district No. 6, in Carter county.

8. An act to reduce into one the two voting precincts in the Buffalo district, in Carter county.

9. An act to change the place of voting in election precinct No. 4, in Greenup county.

10. An act to change the place of voting in district No. 8, in Daviess county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on County Courts; the 2d to the Committee on Propositions and Grievances; the 3d to the Committee on Finance, and the 4th, 5th, 6th, 7th, 8th, 9th, and 10th to the Committee on Privileges and Elections.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Louisville Building Association of Louisville.

An act to amend the charter of the town of Harrodsburg.

An act to incorporate the Evansville, Henderson, and Nashville railroad company.

An act to amend the charter of the town of Brooksville, Bracken county.

An act to incorporate the First German Methodist Episcopal Church of Covington.

An act for the benefit of the trustees of the Baptist Church of Christ at Viney Fork, in Madison county.

An act allowing the trustees of the town of Bowling Green to convey a portion of Washington street.

An act to incorporate the Sisters of the Good Shepherd of Louisville.

An act for the benefit of Henry Fry, of Boone county.

An act to amend the charter of the United Life, Fire, and Marine Insurance Company.

An act to incorporate the Henderson Fair Company.

An act for the benefit of W. A. L. B. Sharp, late sheriff of Estill county, and his sureties.

An act to direct the Secretary of State to purchase the Digest of the Decisions of the Court of Appeals of this State prepared by M. H. Cofer.

An act to incorporate Pleasureville Lodge, No. 410, of Free and Accepted Masons.

An act for the benefit of the Joint Stock Agricultural and Mechanical Association of Madison county.

An act for the benefit of C. G. Halstead, late sheriff of Livingston county.

An act for the benefit of W. P. Maddox, administrator of W. J. Wright, late sheriff of Trimble county.

An act for the benefit of the estate of D. L. Miller, deceased, late sheriff of Ohio county.

An act for the benefit of Francis Catron, late sheriff of Knox county.

An act authorizing the trustees of the town of Columbia to appoint a marshal in case of vacancy.

An act amending an act to punish certain trespasses in Jefferson, Scott, Mason, Kenton, Campbell, and Woodford counties, approved December 23, 1861, and extending its provisions to Henry, Bourbon, and Franklin counties.

An act for the benefit of James B. Cook, sheriff of Trimble county.

An act declaring Sexton's creek, in Clay county, a navigable stream.

The following petitions were presented, viz:

By Mr. Cook—

1. The petition of Lewis Mayes, asking a change of venue from Madison to Rockcastle county.

By Mr. Cleveland—

2. The petition of Samuel F. January in relation to the amendment to a charter of an incorporated company.

By Mr. Parker—

3. The petition of John Owen in relation to refunding taxes paid by him.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Revised Statutes; the 2d to the Committee on the Judiciary, and the 3d to the Committee on Finance.

On motion of Mr. Halbert, leave of indefinite absence was granted to Mr. Riffe.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills originating in the Senate, of the following titles, viz:

An act to charter the Board of Internal Improvement for Barren county, and for other purposes.

An act to charter the National turnpike road company.

An act supplemental to an act to change the charter of the Lexington Library Association.

On motion of Mr. Baker, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of a bill, which originated in the House of Representatives, entitled

An act to supply the Clerk of the Court of Appeals with books.

After a short time, said bill was handed in at the Clerk's desk.

The vote was then taken on reconsidering the vote by which said bill was disagreed to.

Ordered, That said bill be placed in the orders of the day.

Mr. Cook, from the committee appointed to take into consideration the subject of the removal of the Seat of Government, made a second report as a substitute for the first heretofore made.

Ordered, That said report be printed and made the special order of the day for Tuesday next, at 10½ o'clock, A. M.

On motion of Mr. Harrison, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of a bill which originated in the House of Representatives, entitled

An act for the benefit of the jailers of this Commonwealth.

After a short time, said bill was handed in at the Clerk's desk.

Mr. Cochran read and on the table a joint resolution in relation to the payment of the Governor's salary.

Mr. Gardner, from the Committee on Propositions and Grievances, reported a bill to change the county line between the counties of Union and Webster.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to the Committee on the Judiciary.

Mr. Cook read and laid on the table a joint resolution in relation to the final adjournment of the Legislature, fixing the 14th of February next.

The Senate took up for consideration the resolution offered by Mr. Harrison on yesterday in relation to placing an infant of Mrs. Stone in the Feeble-minded Institute.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Harrison and J. D. Landrum, were as follows, to-wit:

Those who voted in the affirmative, were—

N. R. Black,	W. W. Gardner,	W. W. McKenzie,
William S. Botts,	Evan M. Garriott,	John W. F. Parker,
John B. Bruner,	James W. Gorin,	Elijah Patrick,
Thos. P. Cardwell,	W. H. Grainger,	John A. Prall,
F. L. Cleveland,	W. C. Halbert,	George C. Riffe,
Thos. B. Cochran,	T. W. Hammond,	I. C. Winfrey,
Milton J. Cook,	James Harrison,	C. T. Worthington—23.
A. D. Cosby,	John L. Helm,	

Those who voted in the negative, were—

R. T. Baker,	Wm. A. Dudley,	J. D. Landrum,
J. M. Bigger,	O. P. Johnson,	B. W. Stone,
John G. Carlisle,	John J. Landram,	Philip Swigert—10.
Jos. H. Chandler,		

The Senate also took up for consideration a bill to quiet all disturbances growing out of the rebellion, which reads as follows, viz:

WHEREAS, It is a settled rule in international wars that officers, soldiers, sailors, and others co-operating with them, are exempt in a municipal court of law from responsibility for seizing property, whether on land or sea, as belonging to the enemy and for all acts done under color of military authority; and whereas, the late rebellion against the authority of the United States assumed all the proportions of war, and the belligerents extended to each other most of the civilities usual among enemies in war; and whereas, now that the war is over, it is meet that the responsibility of persons engaged in it, or co-operating with others in its prosecution, should be made to conform as near as practicable to that of such persons in public wars; and whereas, owing to the nature of this war, in which the parties co-operating with one belligerent and the other were often mingled in the same community and territory, the chief difficulty lies in determining who were enemies of the United States and who were enemies of the so-called Confederate States; and, during the war, the military authorities of each were compelled practically to make such determination and act upon it; now, for remedy thereof,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That no officer, soldier, or sailor of the United States, or of the

so-called Confederate States, and no person acting in conjunction or co-operating with any one of them, or with the authorities of either government, shall be held responsible, criminally or civilly, in the courts of this State, for any act done during the late rebellion under color of military authority.

§ 2. *Be it further enacted*, That, for the purposes of this act, the rebellion shall be deemed to have commenced on the 1st day of May, A. D. 1861, and to have terminated on the date of *the* withdrawal of marshal law from Kentucky by the President.

§ 3. *Be it further enacted*, That nothing in this act shall preclude the maintaining an action for the recovery of money or property illegally or wrongfully taken, though taken under color of military authority, where the money or property is in the hands of the person who took the same, or of one claiming under him, or has been disposed of for his own personal benefit. But no recovery shall be had beyond the money or property so taken, or its value.

§ 4. *Be it further enacted*, That it is not intended by this act to declare that the rebellion was justifiable or proper, or that all acts done under color of the military authorities of the United States were right, but that, for the purpose of giving tranquility to the State, a general amnesty is given so far, that redress for wrongs done under color of authority of one or the other Government shall not be given by the municipal courts of this State.

Mr. Dudley moved to amend the bill by striking out the preamble.

And the question being taken thereon, it was decided in the affirmative.

Mr. Dudley then moved to amend the bill as follows, viz:

Section two, line three, after the word "the" printed in italics, strike out all the remaining part of that section, and insert "1st day of October, 1865."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill to establish a conventional rate of interest in this State, together with the pending amendment.

Ordered, That the further consideration of said bill be postponed until Monday next, at 11 o'clock, A. M.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. O. P. Johnson, from the Committee on Finance—

An act for the benefit of L. B. Wilson, sheriff of Carroll county.

By same—

An act granting further time to A. L. Thompson, late sheriff of Bourbon county, to pay the revenue due by him, and make out his delinquent list.

By Mr. Stone, from the Committee on Internal Improvement—

An act to amend the charter of the Lexington and Winchester turnpike road company.

By same—

An act to incorporate the Poplar Plains and Hinton's Mill turnpike road company.

By Mr. Swigert, from the same committee—

An act to incorporate the Carlisle and Park's Ferry turnpike road company.

By Mr. Halbert, from the same committee—

An act to incorporate the Greenup and Carter railroad company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to amend the law concerning attachments in criminal cases.

By same—

An act to suppress public drinking-houses in Hart county.

By same—

An act to incorporate the Cave City Lodge, No. 418, of Free and Accepted Masons.

By same—

An act to incorporate the Commercial Hotel Company of Harrodsburg.

By same—

An act to amend the charter of the Bowling Green Building Company.

By same—

An act to incorporate the Cave City Masonic Institute.

By same—

An act to amend an act, entitled "An act to amend the charter of the town of Albany."

By same—

An act to amend the charter of the Adas Israel, of the city of Louisville.

By same—

An act to incorporate the Colored Methodist Episcopal Church, South, at Hopkinsville.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to punish certain trespasses in Boyd and Lawrence counties.

By same—

An act applying the mechanics' lien law to Lawrence, Christian, Trigg, Rockcastle, and Owsley counties.

By same—

An act to incorporate the town of Florence, in Boone county.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Kentucky Poultry Company.

With an amendment to the last named bill.

Which amendment was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Chandler, from the Committee on Internal Improvement—

An act for the benefit of the Maysville and Lexington turnpike company.

By Mr. Winfrey, from the Committee on Agriculture and Manufactures—

An act to amend the charter of the North Kentucky Agricultural Society.

With the expression of opinion that said bills ought not to pass.

And the question being taken upon ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Chandler, from the Committee on Internal Improvement—

A bill to amend the act chartering the Muldrough's Hill, Campbellsville, and Columbia turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to change the name of the Bank of Commerce to Franklin Bank

By same--

A bill to amend the 48th chapter of the Revised Statutes, title "Idiots and Lunatics."

By same—

A bill to authorize the election of pro tem. judge of the Louisville chancery court, to serve in the absence or sickness of the judge.

By same—

A bill for the benefit of the trustees of the town of Franklin.

By same—

A bill to incorporate Gemilot Chesed Lodge, No. 2, Independent Order of Brit Abraham.

By same—

A bill to amend an act to establish the Jefferson court of common pleas.

By Mr. Gorin, from the same committee—

A bill for the benefit of Samuel R. Tolle, late sheriff of Barren county.

By same--

A bill to incorporate Grassy Gap Herding, Mining, Manufacturing, and Transportation Company.

By Mr. Bigger, from the same committee—

A bill to incorporate the Paducah Cotton Manufacturing Company.

By same--

A bill to charter the Paducah Plow and Wagon Manufacturing Company.

By same—

A bill to incorporate the Mechanics' Bank of Paducah.

By same—

A bill to charter the Paducah Wooden Ware Manufacturing Company.

By same--

A bill to amend the mechanics' lien law of McCracken county, and for the better protection of mechanics and material-men of McCracken county.

By Mr. Cook, from the Committee on Propositions and Grievances—

A bill establishing a new election district in the county of Union.

By Mr. Swigert, from the Committee on Public Buildings--

A bill to employ and compensate the Frankfort Cemetery, to keep in order the monuments, graves, and lots therein, belonging to the State.

By Mr. Cochran, from the Committee on Revised Statutes--

A bill for the benefit of James P. Chambers, clerk of the Jefferson circuit and Jefferson common pleas court.

Which bills were severally read the first time, and ordered to be read a second time,

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to establish an additional voting place in the Canton precinct, in Trigg county.

An act establishing additional voting places in Christian county.

An act to amend the several acts incorporating the town of Falmouth, in Pendleton county

An act for the benefit of the sureties of Walter B. Simmons, late sheriff of Meade county,

An act in relation to the Stone School-house in Montgomery county.

An act to amend the charter of the Grassy Lick turnpike road company.

An act to amend an act, entitled "An act to revive and re-enact an act to incorporate the Ford's Mill turnpike company."

An act allowing the Ohio county court to establish an additional election and justices' district in said county.

An act changing the line between voting districts in Adair county.

An act to amend the charter of the Louisville House of Refuge.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Leave was given to bring in the following bills, viz:

On motion of Mr. Grainger—

1. A bill to incorporate the board of directors of the Louisville Base Ball Club.

On motion of Mr. Harrison—

2. A bill to charter the Louisville Chemical Works.

On motion of Mr. J. J. Landram—

3. A bill to amend section 2, of article 18, chapter 27, of the Revised Statutes, entitled "Courts."

On motion of same—

4. A bill to amend an act, entitled "An act to prevent fraudulent conveyances," approved March 10th, 1856.

The Committee on the Judiciary were directed to prepare and bring in the 1st, 2d, and 3d, and the Committee on Education the 4th.

And then the Senate adjourned.

FRIDAY, FEBRUARY 1, 1867.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to amend the charter of the town of Catlettsburg.

That they had passed a bill, entitled

An act to create a conventional rate of interest in this Commonwealth.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with, it was referred to the Committee on the Judiciary.

A message was also received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution directing the pay of the members and officers of this General Assembly in gold.

Said resolution was placed in the orders of the day.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Louisville Wooden Ware Manufacturing Company.

An act to incorporate the town of Woodville, in the counties of Ballard and McCracken.

An act to extend the charter of the Louisville Gas Company.

An act making the amended road law, approved February, 1866, apply to Breckinridge county.

An act appropriating one hundred and eighty-seven dollars and fifty cents to the Fleming county court.

An act to amend an act authorizing county courts to make compensation to clerks for services under the pension laws, approved 3d of June, 1865.

An act allowing the Warren county court to convey the public square in Bowling Green and purchase a court-house lot of T. B. Gorin.

An act for the benefit of the Daviess county court.

An act to authorize the county court of Boone county to increase the county levy in said county.

An act for the benefit of James M. Brown, late sheriff of Owen county.

An act to change the time of holding the Edmonson county and quarterly courts.

An act authorizing the county court of Hancock county to impose additional tax and execute bonds to erect public buildings in said county.

An act to incorporate the Commonwealth Insurance Company of Kentucky.

An act to incorporate the town of Allensville Station, in Todd county.

On motion, Messrs. Parker, Wm. Johnson, R. T. Baker, Winfrey, and C. T. Worthington, were each granted leave of indefinite absence.

On motion of Mr. Bigger, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill for the benefit of school district No. 23, in McCracken county.

After a short time, said bill was handed in at the Clerk's desk.

Mr. Swigert, from the Committee on Finance, reported a bill for the benefit of Peter Jett.

Which was read the first time, as follows, viz:

Whereas, It is represented that Peter Jett, under his contract to deliver the public books to the several counties in 1866, has delivered the same according to contract, except eight volumes of Myers' Supplement to Revised Statutes, and six copies of the Acts of the General Assembly for 1865–6, which were delivered in a damaged state; therefore,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor be, and he is hereby, directed, upon the production of the certificate of the Secretary of State that said contract has been complied with, with the aforesaid exception, to issue his warrant upon the Treasury for the amount of his contract.

§ 2. This act to take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required on the passage of said bill, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	Elijah Patrick,
J. M. Bigger	W. W. Gardner,	George C. Riffe,
N. R. Black,	W. C. Halbert,	Philip Swigert,
William S. Botts,	T. W. Hammond,	Harrison Thompson,
John B. Bruner,	John L. Helm,	I. C. Winfrey,
John G. Carlisle,	O. P. Johnson,	C. T. Worthington,
Thomas P. Cardwell,	Henry C. Lilly,	W. J. Worthington,
F. L. Cleveland,	J. D. Landrum,	George Wright—26.
Thomas B. Cochran,	W. W. McKenzie,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Swigert, from the same committee, reported a bill for the benefit of R. T. Baker, A. S. Allen, and James White.

Which bill was read the first time, and ordered to be read a second time.

This bill appropriates to R. T. Baker the sum of one hundred dol-

lars, to A. S. Allen the sum of seventy-five dollars, and to Jas. White, of Madison county, the sum of twenty-five dollars.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a constitutional provision, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	A. D. Cosby,	J. D. Landrum,
N. R. Black,	W. W. Gardner,	W. W. McKenzie,
Wm. S. Botts,	James W. Gorin,	Elijah Patrick,
John B. Bruner,	Wm. H. Grainger,	George C. Riffe,
John G. Carlisle,	W. C. Halbert,	Philip Swigert,
Thos. P. Cardwell,	T. W. Hammond,	Harrison Thompson,
Joseph H. Chandler,	James Harrison,	C. T. Worthington,
F. L. Cleveland,	John L. Helm,	W. J. Worthington,
Thos. B. Cochran,	O. P. Johnson,	George Wright—29.
Milton J. Cook,	Henry C. Lilly,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Swigert, from the same committee, reported a bill for the benefit of G. W. Darlington, of the county of Greenup.

Said bill was read the first time as follows, viz:

WHEREAS, George W. Darlington, of the county of Greenup, did, under an order of the Greenup circuit court, transcribe into new books a complete index and cross index of the judgments of the Greenup circuit court, for the years from 1844, including part of said year, to the — of July, 1855, from old index, which was in a ruinous condition. The work embraces the judgments for fourteen years; and whereas, there is no law authorizing the payment of the same; for remedy whereof,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, authorized and directed to draw his warrant on the Treasurer of the State in favor of George W. Darlington, for the sum of three hundred dollars, to be paid out of any money unexpended in the Public Treasury.

§ 2. This act to take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	J. D. Landrum,
J. M. Bigger.	A. D. Cosby,	W. W. McKenzie,
N. R. Black,	W. W. Gardner,	Elijah Patrick,
William S. Botts,	James W. Gorin,	George C. Riffe,
John B. Bruner,	Wm. H. Grainger,	B. W. Stone,
John G. Carlisle,	T. W. Hammond,	Philip Swigert,
Tho. P. Cardwell,	James Harrison,	Harrison Thompson,
Joseph H. Chandler,	John L. Helm,	I. C. Winfrey,
F. L. Cleveland,	O. P. Johnson,	C. T. Worthington,
Thos. B. Cochran,	Henry C. Lilly,	W. J. Worthington—30.

In the negative—George Wright.

Resolved, That the title of said bill be as aforesaid.

Mr. Swigert, from the same committee, reported a bill to erect monuments over the graves of the late Governors Letcher and Crittenden.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That E. H. Taylor, J. B. Temple, A. J. James, Philip Swigert, and John Mason Brown, be, and they are hereby, appointed commissioners, with authority to contract for the erection of monuments over or near the graves of the late Governors John J. Crittenden and Robert P. Letcher, in the Frankfort Cemetery.

§ 2. That said commissioners, before contracting for said monuments, shall advertise for proposals and plans for the same.

§ 3. That when said monuments shall have been erected according to contract, and the same certified to the Auditor of Public Accounts, it shall be his duty to issue his warrant upon the Treasurer for an amount not exceeding three thousand dollars, which amount is hereby appropriated, to be paid out of any money in the Treasury not otherwise appropriated.

§ 4. This act to take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	W. W. McKenzie,
N. R. Black,	James W. Gorin,	Elijah Patrick,
Wm. S. Botts,	William H. Grainger,	George C. Riffe,
John B. Bruner,	T. W. Hammond,	B. W. Stone,
John G. Carlisle,	James Harrison,	Philip Swigert,
Joseph H. Chandler,	John L. Helm,	H. Thompson,
F. L. Cleveland,	O. P. Johnson,	C. T. Worthington,
Thos. B. Cochran,	Henry C. Lilly,	W. J. Worthington,
Milton J. Cook,	J. D. Landrum,	George Wright—28.
A. D. Cosby,		

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. C. T. Worthington, from the same committee, reported a bill for the benefit of the Lexington, Harrodsburg, and Perryville turnpike road company.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasury in favor of the president and directors of the Lexington, Harrodsburg, and Perryville turnpike road company, for the sum of fifteen thousand dollars, to be paid out of any money in the Treasury not otherwise appropriated; which sum is to be applied by the said president and directors to the building of a good and substantial bridge across the Kentucky river, at or near the ferry crossing of the road on said river.

§ 2. The tolls accruing to the State upon said road are hereby appropriated to the aforesaid president and directors, to aid in the construction of the bridge, for a period not exceeding four years, or so much thereof as may be necessary to complete the building of the bridge: *Provided, however*, That the said president and directors apply the tolls accruing to the private stockholders of stock in said company to the building of the bridge the same period of time that the tolls of the State are so applied.

§ 3. *Be it further enacted*, That the entire proceeds of the tolls collected on said road, save a sum sufficient to keep the road in repair after the bridge shall have been built, shall be semi-annually paid into the Treasury of the State, until the full sum of fifteen thousand dollars is reimbursed, with interest; and the tolls due the State thus appropriated shall be reimbursed by the year 1873.

§ 4. This act to take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. H. Grainger,	W. W. McKenzie,
N. R. Black,	W. C. Halbert,	Elijah Patrick,
Wm. S. Botts,	T. W. Hammond,	George C. Riffe,
Tho. P. Cardwell,	James Harrison,	Philip Swigert,
Joseph H. Chandler,	John L. Helm,	H. Thompson,
A. D. Cosby,	O. P. Johnson,	C. T. Worthington,
W. W. Gardner,	Henry C. Lilly,	W. J. Worthington—23.
James W. Gorin,	J. D. Landrum,	

Those who voted in the negative, were—

J. M. Bigger,	B. W. Stone,	I. C. Winfrey—4.
John B. Bruner,		

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of Milton Barlow.

Ordered, That the further consideration of said bill be postponed until Tuesday next, at 11 o'clock, A. M.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been recommitted a bill, together with the amendment as a substitute for said bill, entitled

An act concerning the Board of Internal Improvement,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken on concurring in said amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Swigert, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act to reduce toll on hay on the Kentucky river,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to increase the salary of the Governor of this Commonwealth, together with the amendment heretofore proposed by the committee.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Governor of this Commonwealth shall receive as compensation for his services four thousand dollars annual salary, to be paid quarterly out of the Treasury.

§ 2. That this act shall take effect and be of force from and after the qualification of the Governor elected at the next election.

The proposed amendment reads as follows, viz:

That the members of the General Assembly shall receive as compensation for their services six dollars per day, to be paid as now provided by law.

And the question being taken on the adoption of the amendment heretofore proposed, it was decided in the affirmative.

Mr. Harrison then moved to amend the bill as follows:

Strike out "four," before the word "thousand," and insert the word "five."

Mr. Swigert moved a division of the question.

And the question being taken on striking out, it was decided in the affirmative.

Mr. Swigert then moved to fill the blank with the word "six."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	J. D. Landrum,
John G. Carlisle,	James W. Gorin,	Philip Swigert,
Jos. H. Chandler,	Wm. H. Grainger,	C. T. Worthington,
Thos. B. Cochran,	W. C. Halbert,	W. J. Worthington—14.
A. D. Cosby,	John L. Helm,	

Those who voted in the negative, were—

J. M. Bigger,	Milton J. Cook,	Elijah Patrick,
N. R. Black,	T. W. Hammond,	George C. Riffe,
Wm. S. Botts,	James Harrison,	B. W. Stone,
John B. Bruner,	O. P. Johnson,	Harrison Thompson,
T. P. Cardwell,	Henry C. Lilly,	I. C. Winfrey,
F. L. Cleveland,	W. W. McKenzie,	George Wright—18.

Mr. Harrison then moved to fill the blank with the word "five."

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	J. D. Landrum,
William S. Botts,	W. W. Gardner,	George C. Riffe,
John B. Bruner,	Jas. W. Gorin,	Philip Swigert,
John G. Carlisle,	Wm. H. Grainger,	H. Thompson,
Jos. H. Chandler,	W. C. Halbert,	C. T. Worthington,
F. L. Cleveland,	James Harrison,	W. J. Worthington—20.
Thos. B. Cochran,	John L. Helm,	

Those who voted in the negative, were—

J. M. Bigger,	T. W. Hammond,	Elijah Patrick,
N. R. Black,	O. P. Johnson,	B. W. Stone,
Tho. P. Cardwell,	Henry C. Lilly,	I. C. Winfrey,
Milton J. Cook,	W. W. McKenzie,	George Wright—12.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, to-wit:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	J. D. Landrum,
William S. Botts,	W. W. Gardner,	George C. Riffe,
John B. Bruner,	James W. Gorin,	Philip Swigert,
John G. Carlisle,	W. H. Grainger,	Harrison Thompson,
Jos. H. Chandler,	W. C. Halbert,	C. T. Worthington,
F. L. Cleveland,	James Harrison,	W. J. Worthington—20.
Thos. B. Cochran,	John L. Helm,	

Those who voted in the negative, were—

J. M. Bigger,	T. W. Hammond,	Elijah Patrick,
N. R. Black,	O. P. Johnson,	B. W. Stone,
Thos. P. Cardwell,	Henry C. Lilly,	I. C. Winfrey,
Milton J. Cook,	W. W. McKenzie,	George Wright—12.

Resolved, That the title of said bill be amended to read,

An act to increase the salary of the Governor of this Commonwealth and the per diem of the members of the General Assembly.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. Baker, from the Committee on County Courts—

An act increasing the county levy of Oldham county for the years 1867 and 1868.

By same—

An act to empower the county court of Oldham county to make subscriptions to the capital stock of turnpike roads in said county.

By same—

An act for the benefit of the citizens of Carter county.

By same—

An act to amend the charter of the city of Owensboro.

By same—

An act for the benefit of W. P. Evans, administrator of W. F. Evans, deceased, late county judge of Barren county.

By Mr. Botts, from the Committee on Finance—

An act for the benefit of C. S. Bosley.

By same—

An act for the benefit of Ed. A. Clark, administrator of George Clark, deceased, of Metcalfe county.

By Mr. Bruner, from the Committee on the Revised Statutes—

An act to reduce into one the several acts concerning the town of Perryville, in Boyle county,

By Mr. Baker, from the same committee—

An act to amend an act, entitled "An act to incorporate the town of Ghent."

By same—

An act to incorporate the town of Curdsville, in Daviess county.

By Mr. Carlisle, from the same committee—

An act to incorporate the Kentucky Tournament Association.

By Mr. Swigert, from the Committee on Internal Improvement—

An act for the benefit of the Carlisle and Sharpsburg turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act for the benefit of Thomas J. Wolfe, of Union county.

By Mr. Bigger, from the same committeee—

An act to amend the charter of the Hopkins Mastodon Coal, Iron, Mining, and Manufacturing Company, approved January 11th, 1856.

With amendments to the last three named bills.

Which amendments were adopted.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act to reduce toll on hay on the Kentucky river,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Baker, from the Committee on County Courts—

1. A bill to lay an additional levy in Campbell county.

By same—

2. A bill to amend the charter of the city of Newport.

By same—

3. A bill authorizing the Kenton county court to supply lost or mutilated maps and plats.

By Mr. Botts, from the Committee on Finance—

4. A bill for the benefit of E. D. Porch, and J. E. Casson, clerks of the county and circuit courts of Pulaski county.

By Mr. Harrison, from the Committee on the Judiciary—

5. A bill to charter the Louisville Chemical Works.

By same—

6. A bill to incorporate the board of directors of the Louisville Base Ball Club.

By same—

7. A bill to amend an act, entitled "An act to incorporate the town of Horse Cave, in Hart county," approved February 17th, 1864.

By same—

8. A bill to charter the Citizens' Insurance Company of Louisville.

By Mr. Bigger, from same committee—

9. A bill to amend the city charter of Paducah.

By same—

10. A bill for the benefit of the University of Paducah.

By Mr. Cochran, from the Committee on Revised Statutes—

11. A bill for the benefit of the citizens of the town of Williamsburg, in Whitley county.

By Mr. Carlisle, from the same committee—

12. A bill to amend an act, entitled "An act to incorporate the City Fire and Marine Insurance Company of Covington," approved February 22d, 1860.

By Mr. C. T. Worthington, from the Committee on Education—

13. A bill for the benefit of common school district No. 23, in McCracken county.

By Mr. Bruner, from the Committee on Revised Statutes—

14. A bill to apportion representation in the Senate and House of Representatives.

By Mr. Cochran, from the Committee on Military Affairs—

15. A bill for the benefit of Pendleton Harwood, of Oldham county.

By Mr. Cleveland—

16. A bill to appoint commissioners to run and mark the line between the counties of Bracken and Harrison and Bracken and Pendleton counties.

By Mr. Helm, from a select committee—

17. A bill concerning peddlers.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, and 13th be engrossed and read a third time; the 14th be printed and placed in the orders of the day; the further consideration of the 15th be postponed until Monday next; the 16th be referred to the Committee on County Courts, and the 17th to the Committee on Revised Statutes.

The constitutional provision as to the third reading of the first named of said bills being dispensed with, and they being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Thomas J. Puryear, late sheriff of Graves county.

An act to suppress public drinking-houses in Hart county.

An act for the benefit of the Hopkinsville, Newstead, and Linton turnpike road company.

An act for the benefit of the Lancaster and Buckeye turnpike road company in Garrard county.

An act to incorporate the Cedar Creek turnpike road company.

An act, entitled "An act to amend the charter of the Bath and Montgomery County Associated turnpike road company."

An act to change the voting place in Mill Creek precinct, in Carroll county.

An act to change the place of voting in Locust precinct, in Carroll county.

An act to change the place of voting in the Rollington precinct, in Oldham county.

An act to change the voting place in Hogan district, in Logan county,

An act for the benefit of David Howell and L. M. Buford.

An act to incorporate the Walnut Hill turnpike road company.

An act providing for an additional school tax in the town of Catlettsburg.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to legalize the sale of lot No. 50, in the town of Mayfield, and for other purposes.

An act to incorporate the Kentucky Capital Lead Mining and Smelting Company.

An act to repeal the 27th section of an act to amend the city charter of Paducah, and to amend said charter.

An act to incorporate the McCracken and Ballard County gravel road company.

An act to incorporate the Southwestern Insurance Company.

An act to incorporate the Moulders' and Plasterers' Association of Covington.

An act to amend the charter of the Crescent Mining Company.

An act to incorporate the Bramlette Mining and Smelting Company.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Leave was given to bring in the following bills, viz:

On motion of Mr. Botts—

1. A bill to incorporate the Washington Fire Company of Flemingsburg.

On motion of same—

2. A bill for the benefit of John M. Harbeson, of the county of Fleming.

On motion of Mr. Cleveland—

3. A bill to incorporate the Bedford turnpike road company, in Bracken county.

On motion of Mr. Grainger—

4. A bill to incorporate the Louisville Transfer Company.

On motion of Mr. Bigger—

5. A bill for the benefit of J. B. Ross.

On motion of same—

6. A bill for the benefit of J. Corbett.

On motion of same—

7. A bill for the benefit of Margaret S. Howell.

On motion of Mr. Carlisle—

8. A bill to amend chapter 56, Revised Statutes, title "Landlord and Tenant."

On motion of same—

9. A bill to amend an act, entitled "An act to authorize the presiding judge of the Kenton county court to hold quarterly terms at Covington."

The Committee on the Judiciary was directed to prepare and bring in the 1st, 4th, 5th, 6th, and 7th; the Committee on Propositions and Grievances the 2d; the Committee on Internal Improvement the 3d; and the Committee on Revised Statutes the 8th and 9th.

Mr. Cook moved the following resolution, viz:

Resolved, That the Committee on Military Affairs inquire into the necessity for continuing the fifty cents military tax; and, if not inconsistent with the public interest, report a bill repealing the same.

Which was adopted.

At twenty minutes before one o'clock, P. M., Mr. Bruner moved an adjournment.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Harrison and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	John L. Helm,
J. M. Bigger,	W. W. Gardner,	O. P. Johnson,
N. R. Black,	Jas. W. Gorin,	Henry C. Lilly,
William S. Botts,	William H. Grainger,	W. W. McKenzie,
John B. Bruner,	W. C. Halbert,	Philip Swigert,
Jno. G. Carlisle,	T. W. Hammond,	I. C. Winfrey—19.
Thos. P. Cardwell,		

Those who voted in the negative, were—

Jos. H. Chandler,	J. D. Landrum,	Harrison Thompson,
F. L. Cleveland,	Elijah Patrick,	C. T. Worthington,
Milton J. Cook,	George C. Riffe,	Wm. J. Worthington,
James Harrison,	B. W. Stone,	George Wright—12.

And then the Senate adjourned.

SATURDAY, FEBRUARY 2, 1867.

A message was received from the House of Representatives, announcing their disagreement to the passage of a bill, which originated in the Senate, entitled

An act for the benefit of R. L. Ireland, late clerk of the Gallatin county court.

That they had passed bills from the Senate of the following titles, viz:

An act for the benefit of G. J. Cundiff, &c., sureties of J. B. McWhorter.

An act for the benefit of John Marksbury, sheriff of Grant county.

An act for the benefit of Thos. G. Poore, clerk of the Hickman circuit court.

An act for the benefit of the sheriff of Breathitt county.

An act declaring the Kentucky Advocate a public authorized newspaper.

An act for the benefit of E. S. Adkins, of Whitley county.

An act to establish a court of common pleas in the 1st, 3d, 13th, and 14th judicial districts.

With amendments to the last named bill.

Which amendments were taken up.

Resolved, That the Senate concur in the amendments proposed by the House of Representatives.

A message was also received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act appropriating money to the Western Lunatic Asylum.
2. An act for the benefit of Leslie Combs.
3. An act for the benefit of Henry Hill, late jailer of Grayson county.
4. An act for the benefit of James Bibb, of Laurel county.
5. An act for the benefit of James Sasser, of Laurel county.
6. An act to legalize the laying off the town of Catlettsburg and the additions thereto.
7. An act to grant the title of the Commonwealth acquired by escheat, in real estate, &c., owned in fee by Samuel Brinley at his death, to his children.
8. An act for the benefit of the Mt. Sterling and Levee turnpike road company.
9. An act to authorize common carriers to sell property to pay charges in certain cases.
10. An act to authorize the Christian county court to issue bonds for the purpose of building a court-house, and to establish a sinking fund to liquidate the said bonds.
11. An act to authorize the sale by judgment of court of the Presbyterian Church in the town of Greenville.
12. An act to amend the law regulating demand to be made of administrators and executors.
13. An act to amend the charter of the Carlisle Cemetery Company.
14. An act for the benefit of Daniel W. Murray, late sheriff of Clay county.
15. An act for the benefit of James P. McIntire, late sheriff of Muhlenburg county.
16. An act for the benefit of George L. Davis.

17. An act for the benefit of James Boyle, sr., of Union county.

18. An act to amend an act, entitled "An act to tax railroads, turnpike roads, and other corporations, in aid of the Sinking Fund," approved February 20, 1864.

19. An act for the benefit of H. B. Innis, late sheriff of Franklin county.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, 4th, 5th, 14th, 15th, 16th, 17th, and 19th to the Committee on Finance; the 6th, 7th, 9th, and 11th to the Committee on the Judiciary; the 8th and 18th to the Committee on Internal Improvement; the 10th to the Committee on County Courts, and the 12th and 13th to the Committee on Revised Statutes.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the Grassy Lick turnpike road company.

An act to amend an act, entitled "An act to revive and re-enact an act to incorporate the Ford's Mill turnpike company."

An act changing the line between voting districts in Adair county.

An act allowing the Ohio county court to establish an additional election and justices' district in said county.

An act to amend the charter of the Louisville House of Refuge.

An act establishing additional voting places in Christian county.

An act to establish an additional voting place in the Canton precinct, in Trigg county.

An act in relation to the Stone School-house in Montgomery county.

An act to amend the several acts incorporating the town of Falmouth, in Pendleton county.

An act for the benefit of the sureties of Walter B. Simmons, late sheriff of Meade county,

On motion, leave of indefinite absence was granted to Messrs. Cleveland and Grainger.

The Speaker laid before the Senate the report of the ex-officio Directors of the Institution for the Training of Feeble-minded Children.

[*For report—see Legislative Document No.* 14.]

Ordered, That the Public Printer print the usual number of copies thereof.

Mr. Helm, from the Committee on the Sinking Fund, made the following report, viz:

The Committee on the Sinking Fund in the Senate of the State of Kentucky, have examined into the amount of the indebtedness of the State, created for internal improvement purposes, and the ability of the Sinking Fund to liquidate the debt, and beg leave to submit to the Senate the following report.

The bonds of the State now due amount to the sum of	$20,402 00
Bonds due in the present year, 1867	77,000 00
Bonds due in the year 1868	874,000 00
Bonds due in the year 1870	339,000 00
Bonds due from April, 1870, to February, 1871	27,000 00
Bonds due between April, 1871, and April, 1872	1,421,000 00
Bonds due in April, 1871	95,000 00
Bonds due in September, 1873	79,000 00
Total debt, exclusive of the School Fund	$2,892,402 00

The above debt was created for purposes of improvement, for the payment of which certain sources of revenue were set apart, constituting a fund to pay the interest and sink the principal of the debt.

The Constitution forbids the repeal of the laws which constitute the resources of that fund, and provides that they may be increased, but shall not be diminished until the debt is paid.

RESOURCES OF THE SINKING FUND.

Amount in the Treasury on the 10th day of October, 1866	$1,050,230 76
Amount in the Treasury on the 10th day of October, 1866, to be transferred to this fund	240,147 56
Amount borrowed from the Sinking Fund by the Treasury Department, with interest up to October, 1867	121,000 00
Amount borrowed by Military Board of Sinking Fund	200,000 00
Estimated amount to be received from 15 cents tax on $100 worth of property for the year 1867	485,086 00
Estimated receipts from other sources than 15 cents tax	324,571 00
Total amount of available resources to 1868	$2,592,434 71
From that should be deducted interest for 1867	170,780 00
Total sum which may be paid on debt in the year 1867	$2,421,654 71
The present annual reliable sources of receipts, exclusive of interest on deposits and receipts from forfeited lands	$777,351 00
A tax of ten cents remains of the increased resources of the Sinking Fund for war purposes. Five cents was levied before the adoption of the Constitution, and cannot be repealed until the debt is paid; but if the Legislature think proper to repeal the 10 cents tax, the annual resources of the fund would be	$487,866 00
The sum reported to be due from the General Government of the United States to the State of Kentucky, as shown by the Governor's message, is	$2,438,347 91
That fund owes to the Sinking Fund charges above	200,000 00
	$2,238,347 91

The bonds of the State were issued due in 15 and 20 years, chargeable to that fund, for	$685,000 00
If it shall be the policy of the State to defer the payment of those bonds to maturity, there would be of the war fund, if received, placed at the disposal of the Legislature	$2,238,347 91
If thought best to pay them, that sum deducted	685,000 00
Leaves	$1,553,347 91

Colonel Pennebaker, the State Agent at Washington to attend to the liquidation of that claim, gives assurances that accounts amounting in the aggregate to between seven and eight hundred thousand dollars have been so far approved by the accounting officers as to give assurances that that sum will soon be placed to the credit of the State.

It will be seen that the sum on hand, at the close of the year, lacks only $470,748 of paying our actual indebtedness. The resources, exclusive of the ten cents tax, amounts annually to $317,086 more than the annual interest, and will increase by the amount of interest on each debt when paid. The above surplus would be applicable next year to the payment of principal.

The revenue department owes to the Sinking Fund $121,000. That sum, it might be assumed, was part of the increased resources produced by the 10 cents tax, and could, without detriment to the operations of the Sinking Fund, be remitted or released.

The Constitution provides that the resources may be increased, but not diminished, until the debt is paid. If the means on hand are equal to payment, it may be assumed that the debt is paid, and the tax no longer necessary to accomplish its purpose. If it is thought advisable to defer the payment of the war bonds, one cent taxation would pay the interest. The Treasury Department will be deficit 10th day of next October $290,549. A tax of five cents on the $100 worth of property for the next year would most likely square that balance and pay the interest on the war debt. Five cents of the ten might be repealed; and five cents transferred to the Treasury Department will balance any deficit in the Treasury, if continued two years.

Sound policy requires the payment of our debt at the earliest possible day it can be done.

The present depreciation of our currency may prevent a presentation of our bonds for payment before maturity.

It is most likely a large amount of our bonds are held by Eastern and Northern and European capitalists. In that view, it may result in the mutual advantage of the General Government and this State,

and facilitate a settlement, to transfer to, and increase the resources of, the Sinking Fund, by adding the sum to be received from the General Government, and authorize the Commissioners to accept from the General Government its bonds, and use them for the payment of the bonds of the State. The War Department holds $77,000 of the bonds of the State due in this year. That sum could be paid by a surrender of the bonds of the State. Eastern and European capitalists will most likely, in view of the early maturity of our bonds, gladly make this exchange. It is with a view to that exchange that your committee advise a postponement of the payment of the war bonds.

It is suggested for the consideration of the Legislature the passage of a law directing that proclamation be made by the President of the Board of Commissioners of the Sinking Fund that the State of Kentucky is ready to redeem all her bonds, irrespective of their maturity; that after maturity no interest will be paid, and if not presented for payment within one year after maturity, the State will regard them as lost and canceled; and if presented after that time, will only be paid at the pleasure of the State. If it can be ascertained that an exchange can be effected, the fact should be made known in the proclamation and published in papers in the localities where the bonds are held.

The Sinking Fund was created for the purpose of paying the interest and principal of moneys borrowed for internal improvement. If it shall be deemed to the interest of the State to enter on a general system of improvement, or aid in the construction of leading lines of railroads connecting those now constructed in the State with those in other States, or by diverging from them and striking in the direction of the Ohio, it will be found that the present Sinking Fund, without additional taxation, is sufficient to pay the interest on near or quite eight millions of dollars.

Which is respectfully submitted to the Senate.

JOHN L. HELM, *Chairman.*

Ordered, That the Public Printer print 1,000 copies thereof for the use of this General Assembly.

A message in writing was received from the Governor by Mr. Page, Assistant Secretary of State.

Also, a message announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to legalize the sale of lot No. 50, in the town of Mayfield, and for other purposes.

An act to amend the charter of the Crescent Mining Company.

An act to incorporate the Southwestern Insurance Company.

An act to repeal the 27th section of an act to amend the city charter of Paducah, and to amend said charter.

An act to incorporate the Moulders' and Plasterers' Association of Covington.

An act to incorporate the McCracken and Ballard County gravel road company.

An act to incorporate the Bramlette Mining and Smelting Company.

The Senate took up for consideration a bill to amend the 3d article of chapter 86, of the Revised Statutes.

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a message from the Governor of the 28th ult., which reads as follows, viz:

Executive Department,
Frankfort, Ky., January 28th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

Wm. Huffman, of Montgomery county.
James E. Stewart, of Johnson county.
E. Y. Parsons, of Jefferson county.
J. DeWitt Duncan, of Jefferson county.
John D. Green, of Jefferson county.
Samuel T. Hays, of Fayette county.
H. S. Johnson, of Larue county.
Stanley Singleton, of Muhlenburg county.
N. C. Lawrence, of Logan county.
John A. Montfort, of Henry county.
Thos. C. Wood, of Marion county.
Robert Terrill, of Boone county.
E. L. Samuel, of Jefferson county.
F. E. Congleton, of Nicholas county.
Elijah R. Eskridge, of Breckinridge county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

The Senate also took up for consideration the following message of the Governor, viz:

[*For message—see page* 47 *of this Journal.*]

The question was then taken, "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?" and it was decided in the negative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger.	W. C. Halbert,	W. W. McKenzie,
John G. Carlisle,	T. W. Hammond,	B. W. Stone,
Thos. B. Cochran,	James Harrison,	W. J. Worthington,
Wm. A. Dudley,	John L. Helm,	George Wright—13.
Evan M. Garriott,		

Those who voted in the negative, were—

N. R. Black,	James W. Gorin,	J. D. Landrum,
William S. Botts,	Wm. H. Grainger,	Elijah Patrick,
Tho. P. Cardwell,	O. P. Johnson,	John A. Prall,
Milton J. Cook,	Henry C. Lilly,	Philip Swigert—14.
A. D. Cosby,	John J. Landram,	

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to regulate insurance companies,

Together with the amendment heretofore proposed by the Committee on the Judiciary.

The question was then taken on the adoption of the amendment proposed by the committee as a substitute for said bill, and it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration bills of the following titles, viz:

1. A bill to declare the law of insanity in criminal cases.
2. A bill to amend section 264 of the Criminal Code of Practice.
3. A bill to amend an act, entitled "An act concerning turnpike and plank roads."

Ordered, That the 1st and 2d be engrossed and read a third time, and that the 3d be referred to the Committee on Internal Improvement.

The constitutional provision as to the third reading of the 1st and 2d of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Harrison, from the Committee on the Judiciary—

An act for the benefit of the public schools of Louisville.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to amend an act to incorporate the town of Lebanon.

By same—

An act to amend an act to incorporate the Lancaster Cemetery Company.

By same—

An act to amend an act, entitled "An act authorizing the election of a police judge and marshal for the town of Carlisle, Nicholas county."

By Mr. W. J. Worthington, from the Committee on County Courts—

An act for the benefit of the citizens of Monroe county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to create a conventional rate of interest,

Reported the same without amendment.

Ordered, That the further consideration of said bill be postponed until Wednesday next, at 11 o'clock.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Gorin, from the Committee on the Judiciary—

An act to amend the charter of the Kentucky Company.

By Mr. Bruner, from the Committee on the Revised Statutes—

An act conferring jurisdiction upon the judge of the county court of Mercer county concurrent with the justices of the peace in said county,

With the expression of opinion that said bills ought not to pass.

And the question being taken upon ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. W. J. Worthington, from the Committee on County Courts, to whom had been referred a bill from the House of Representatives, entitled

An act to increase the jurisdiction of the Madison county quarterly court,

Reported the same with an amendment.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

So said bill was disagreed to.

Mr. Gorin, from the Committee on the Judiciary, to whom had been referred a bill to change the county line between the counties of Union and Webster,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So the said bill was rejected.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Swigert, from the Committee on Internal Improvement—

1. A bill to incorporate the Bradford turnpike road company, in Bracken county.

By Mr. Harrison, from the Committee on the Judiciary—

2. A bill to incorporate the Louisville Transfer Company.

By same—

3. A bill to incorporate the Washington Fire Company of Flemingsburg.

By same—

4. A bill for the benefit of Harrison Thompson, Daniel White, Samuel Biggerstaff, and S. Parrish.

By Mr. Gorin, from the same committee—

5. A bill to amend an act, entitled "An act to incorporate the Elk Fork Petroleum, Coal, Salt, and Iron Manufacturing Company," approved June 3d, 1865.

By Mr. Bigger, from the same committee—

6. A bill to amend the charter of the town of Campbellsville.

By same—

7. A bill for the benefit of Jacob Corbett, clerk of the Ballard county court.

By same—

8. A bill for the benefit of J. B. Ross, sheriff of Ballard county.

By Mr. J. J. Landram, from the Committee on Military Affairs—

9. A bill to provide for paying the Adjutant General and the clerks of his office salaries for the year commencing February 17, 1867.

By Mr. Grainger, from the Committee on the Penitentiary—

10. A bill for the benefit of the Kentucky Penitentiary.

By Mr. Swigert, from the Committee on Public Buildings—

11. A bill to build a new residence for the Governor on the State's lot in the city of Frankfort.

By Mr. Dudley, from the Committee on Revised Statutes—

12. A bill to extend the provisions of the mechanics' lien law to the county of Fayette.

Which bills were severally read the first time, and ordered to be read a second time,

The constitutional provision as to the second reading of said bills being dispensed with, the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, and 12th were ordered to be engrossed and read a third time; the 9th was ordered to be printed and made the special order of the day for Tuesday next, at 11½ o'clock; the 10th was ordered to be printed and made the special order of the day for Wednesday, the 13th inst., at 10½ o'clock, and the 11th was ordered to be printed and placed in the orders of the day.

The constitutional provision as to the third reading of said first named bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Dudley moved the following resolution, viz:

Resolved, That the Committee on Finance be instructed to prepare and bring in a bill to repeal all laws authorizing the Governor of this Commonwealth to borrow money for military or other purposes, and to provide for the payment of any liabilities heretofore lawfully incurred by the Governor on behalf of the Commonwealth.

Which was adopted.

Leave was given to bring in the following bills, viz:

On motion of Mr. Dudley—

1. A bill to incorporate Fayette College.

On motion of Mr. Wright—

2. A bill for the benefit of the judge of the county court of Warren county.

On motion of Mr. McKenzie—

3. A bill for the benefit of Crittenden county.

On motion of Mr. Gorin—

4. A bill to prohibit county judges from bringing suits to settle decedents' estates.

On motion of same—

5. A bill to amend an act to establish the office of public administrator and guardian, approved January 28th, 1865.

On motion of Mr. Bigger—

6. A bill for the benefit of W. B. Eley, of McCracken county.

The Committee on the Judiciary were directed to prepare and bring in the 1st, 2d, 4th, 5th and 6th; and the Committee on County Courts the 3d.

At a quarter to one o'clock, P. M., Mr. Bruner moved an adjournment.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Swigert, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Evan M. Garriott,	John J. Landram,
N. R. Black,	W. C. Halbert,	J. D. Landrum,
William S. Botts,	T. W. Hammond,	W. W. McKenzie,
John B. Bruner,	John L. Helm,	Elijah Patrick,
Tho. P. Cardwell,	O. P. Johnson,	John A. Prall,
Thos. B. Cochran,	Henry C. Lilly,	Philip Swigert—19.
A. D. Cosby,		

Those who voted in the negative, were—

Milton J. Cook,	James Harrison,	H. Thompson,
Wm. A. Dudley,	B. W. Stone,	George Wright—7.
Jas. W. Gorin,		

And then the Senate adjourned.

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MONDAY, FEBRUARY 4, 1867.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act in relation to the election of members to the Fortieth Congress.

That they had received official information from the Governor announcing his approval and signature of enrolled bills, originating in the House of Representative, entitled

An act to suppress public drinking-houses in Hart county.

An act to incorporate the Walnut Hill turnpike road company.

An act providing for an additional school tax in the town of Catlettsburg.

An act for the benefit of Thomas J. Puryear, late sheriff of Graves county.

An act for the benefit of David Howell and L. M. Buford.

An act to incorporate the Cedar Creek turnpike road company.

An act for the benefit of the Hopkinsville, Newstead, and Linton turnpike road company.

An act, entitled "An act to amend the charter of the Bath and Montgomery County Associated turnpike road company."

An act to change the voting place in Mill Creek precinct, in Carroll county.

An act for the benefit of the Lancaster and Buckeye turnpike road, in Garrard county.

An act to change the place of voting in Locust precinct, in Carroll county.

An act to change the voting place in Hogan district, in Logan county.

Mr. J. D. Landrum presented the petition of citizens of Mayfield, Graves county, asking that the fines imposed for offenses committed within said town go into the town treasury, &c.

Which was received, the reading dispensed with, and referred to the Committee on Finance.

Mr. Cook, from the Committee on Propositions and Grievances, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Emberson Leslie, jailer of Monroe county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Helm, from the Committee on the Sinking Fund, reported the following bills, viz:

1. A bill to increase the resources of the Sinking Fund, and to provide for the immediate payment of the debt of the State.

2. A bill to repeal five cents tax in aid of the Sinking Fund, and to transfer five cents tax in aid of the Sinking Fund to the use of the Treasury Department.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 1st be printed and made the special order of the day for Wednesday next, at 10½ o'clock, A. M., and that the 2d be printed and referred to the Committee on Finance.

The Senate took up for consideration a message from the Governor, which was read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., February 2d, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

S. B. Vance, of Henderson county.
H. W. Kohlhass, of Fayette county.
C. W. Castleman, of Fayette county.
Wm. J. Davis, of Jefferson county.
John Patterson, jr., of Jefferson county.
R. M. Harding, of McCracken county.
John E. Deneale, of Shelby county.
R. H. Shanklin, of McCracken county.
W. A. Turner, of Graves county.
Gideon King, of Henry county.
G. G. Symes, of McCracken county.
W. Brown, of Jessamine county.
George H. Dobyns, of Fayette county.
J. H. Campbell, of Fayette county.
J. E. Miller, of Calloway county.
John Phelps, of Christian county.

H. G. V. Wintersmith, of Hardin county.
D. T. Monsarrat, of Jefferson county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

The Senate took up for consideration a bill requiring the Secretary of State to have printed in pamphlet form all laws required to be given in special charge to grand juries.

Mr. Gorin moved to lay said bill upon the table.

And the question being taken thereon, it was decided in the affirmative.

So said bill was rejected.

The Senate then took up for consideration a bill in relation to the improvement of streets in cities and towns in the State of Kentucky.

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration a bill to increase the jurisdiction of the quarterly courts and courts of justices of the peace.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the jurisdiction of quarterly courts in civil actions at law and in equity be, and the same is, increased so as to include all actions where the amount in controversy, exclusive of interest, shall not exceed the sum of two hundred dollars: *Provided*, That this shall not embrace any action where the title or boundary of land shall be brought in question; nor to any action to settle the estate of an insolvent debtor; nor to any action to establish or annul any last will and testament.

§ 2. That the jurisdiction of justices of the peace in like actions is increased so as to embrace all actions where the amount in controversy, exclusive of interest, shall not exceed one hundred dollars.

§ 3. That the provisions of the Civil Code of Practice shall regulate and govern all proceeding in the quarterly courts and courts of justices of the peace in this Commonwealth, in all actions where the amount in controversy, exclusive of interest, shall not exceed fifty dollars; and the remedy in all actions where the amount in controversy, exclusive of interest, shall be fifty dollars and under, shall be by warrant.

§ 4. That all warrants in civil actions issued by any county judge may be made returnable before such county judge for trial, any law to the contrary notwithstanding.

§ 5. That in all civil actions where the amount in controversy, exclusive of interest, shall exceed the sum of fifty dollars, it shall be the duty of the county judge or justice of the peace before whom such actions may be filed, to collect a tax of fifty cents on each action, and report and pay the same over to the trustee of the jury fund for their respective counties under the existing laws.

§ 6. That all executions filed by the county judges or justices of the peace, under the provisions of this act, where the same, exclusive of interest, shall exceed fifty dollars, may, at the request of the plaintiff, be directed to the sheriff, coroner, jailer, or any constable; and when no such directions are given, it shall be the duty of such officers to issue all such executions to the sheriff or coroner of their respective counties, and all other executions shall be directed to constables.

§ 7. That the counties of Jefferson, Kenton, and Barren, shall be exempt from the provisions of this act.

§ 8. All laws within the purview of this act are hereby repealed, and this act shall take effect and be in force thirty days after its passage.

Mr. Bruner moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gorin and Wright, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	W. C. Halbert,	O. P. Johnson,
John B. Bruner,	T. W. Hammond,	Elijah Patrick,
Thos. B. Cochran,	James Harrison,	Philip Swigert—10.
James W. Gorin,		

Those who voted in the negative, were—

J. M. Bigger,	Evan M. Garriott,	B. W. Stone,
N. R. Black,	J. D. Landrum,	Harrison Thompson,
Milton J. Cook,	W. W. McKenzie,	W. J. Worthington,
A. D. Cosby,	John A. Prall,	George Wright—13.
Wm. A. Dudley,		

Ordered, That the further consideration of said bill be postponed until to-morrow at 11½ o'clock, A. M.

The Senate also took up for consideration the following bills, viz:

1. A bill to amend the penal laws of Kentucky.

2. A bill to amend the law of appeal from county courts.

3. A bill to amend the law of landlord and tenant, approved 13th February, 1858, chapter 56, Revised Statutes.

4. A bill to amend chapter 34 of the Revised Statutes, title "Escheats and Escheators."

5. A bill to require the county courts to have one or more fire-proof

vaults in their respective counties for the safe-keeping of the public records of their respective counties.

6. A bill to amend article 6, chapter 30, of the Revised Statutes.

Ordered, That the 1st be engrossed and read a third time; and the 2d, 3d, 4th, 5th, and 6th were then amended and ordered to be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate also took up for consideration a bill to authorize courts within this Commonwealth having chancery jurisdiction to order the sale and conveyance of real estate, or any interest therein, held by deed, devise; descent, or contract in possession, reversion, or remainder, by an infant, feme covert, idiot, lunatic, or in trust, or in joint tenancy, or as tenants in common, or coparceners.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration a bill to amend an act, entitled "An act to tax railroads, turnpike roads, and other corporations, in aid of the Sinking Fund," approved February 20th, 1864.

Said bill was then amended.

Ordered, That the further consideration of said bill be postponed until to-morrow, at 11 o'clock, A. M.

The Senate also took up for consideration a bill from the House of Representatives, entitled

An act requiring real estate to be listed and the taxes paid in the county where it is situated,

With the amendment heretofore proposed by the Committee on the Revised Statutes as a substitute therefore.

Which amendment was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Lebanon and Cumberland River railroad company.

An act to amend the charter of the town of Catlettsburg.

An act to change the voting place in Poor Fork precinct, in Harlan county.

An act for the benefit of John J. Miller, late sheriff of Boone county.

An act for the benefit of L. B. Wilson, sheriff of Carroll county.

An act to incorporate the Newcastle and Kentucky River turnpike company.

An act to amend the 4th section of an act, entitled "An act to amend the charter of the Bridge Company over Tradewater."

An act to incorporate the German United Evangelical Protestant St. Lucas Congregational Society of Louisville.

An act to authorize the county court of Monroe to levy an ad valorem tax for county purposes.

An act to change the time of holding the quarterly court in Adair county.

An act allowing the county court of Hopkins county to levy an additional tax, &c.

An act to authorize the presiding judge of Hart county to issue a new railroad bond.

An act to change the time of holding the quarterly court in Clinton county.

An act to change the time of holding the Boyd quarterly court.

An act to incorporate the town of Florence, in Boone county.

An act to incorporate the Cave City Lodge, No. 418, of Free and Accepted Masons.

An act to incorporate the Commercial Hotel Company of Harrodsburg.

An act to incorporate the Cave City Masonic Institute.

An act to amend an act, entitled "An act to amend the charter of the town of Albany."

An act to incorporate the Poplar Plains and Hinton's Mill turnpike road company.

An act for the benefit of R. B. Evans, clerk of Barren county.

An act to amend the charter of the Adas Israel, of the city of Louisville.

An act to incorporate the Colored Methodist Episcopal Church, South, at Hopkinsville.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of Harrison Thompson.

An act for the benefit of R. T. Baker and George R. Fearons.

An act to incorporate the town of Williamsburg, in Whitley county.

An act to transfer any interest the Commonwealth of Kentucky has in the estate of Michael Daily to Daniel Hurley.

An act to build a jail or repair the present jail in Jefferson county.

An act changing the boundary line of the Jackson voting precinct, Breathitt county.

An act to change a voting place in Breathitt county.

An act to amend and reduce into one the several acts to incorporate and relating to the town of Flemingsburg.

An act to charter the People's Transportation Company.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

At 12½ o'clock Mr. Cochran moved an adjournment until to-morrow morning, at 10 o'clock.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Harrison and Cochran, were as follow, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Evan M. Garriott,	John A. Prall,
John B. Bruner,	T. W. Hammond,	B. W. Stone,
John G. Carlisle,	John L. Helm,	Philip Swigert,
Thomas B. Cochran,	O. P. Johnson,	W. J. Worthington—12.

Those who voted in the negative, were—

N. R. Black,	James W. Gorin,	Elijah Patrick,
Milton J. Cook,	James Harrison,	H. Thompson,
W. A. Dudley,	W. W. McKenzie,	George Wright—9.

And then the Senate adjourned.

TUESDAY, FEBRUARY 5, 1867.

A message was received from the House of Representatives, announcing that they had passed bills and resolutions originating in the Senate of the following titles, viz:

An act for the benefit of James A. Hambleton, late sheriff of Breckinridge county.

An act to regulate and designate the proper name of the Hope and Merchants' Insurance Companies.

An act to amend an act to incorporate the Deposit Bank of Columbia.

An act for the benefit of the sheriff of Green county.

An act for the benefit of Wm. Wilson, late sheriff of Union county.

An act for the benefit of Samuel A. Davis, late sheriff of Union county.

An act to repeal portions of an act, entitled "An act to improve the navigation of the Little Sandy river."

An act to amend an act incorporating the Columbia and Burksville turnpike road company.

An act to amend an act, entitled "An act to incorporate Flemingsburg College."

An act to incorporate the Hillsboro and Mouth of Fox Creek turnpike road company.

An act to incorporate the Hillsboro and Phelps' Mill turnpike road company.

An act to revive the charter of the Paducah and Tennessee railroad company, approved March 8th, 1854, and to extend the time in which to commence the work.

An act for the benefit of the University of Paducah.

Resolution in relation to the Sinking Fund.

Resolution in relation to Mrs. M. J. Stone.

That they had passed bills of the following titles, viz:

1. An act for the benefit of Francis Catron, of Knox county.

2. An act, entitled "An act to amend the charter of the Henry, Oldham, and Jefferson turnpike road company."

3. An act to incorporate the Louisville Courier Printing Company.

4. An act to change the State road leading from Hopkinsville to Columbus.

5. An act to amend the charter of the Headquarters and Steele's Run turnpike company.

6. An act to incorporate the Winchester, Colbyville, and Lexington turnpike road company.

7. An act to incorporate the Clark and Bourbon turnpike company.

8. An act for the benefit of the Kentucky River turnpike road company.

9. An act for the benefit of John T. Jackson.

10. An act to declare the Middle Fork of the Kentucky river a navigable stream.

11. An act to incorporate the Lincoln and Boyle turnpike road company.

12. An act to remove the toll-gate out of the town of Rough and Ready, in the county of Anderson.

13. An act for the benefit of school district No. 26, in Harrison county.

14. An act authorizing the trustees of Mt. Olivet Meeting-house, in Robertson county, to sell said meeting-house.

15. An act for the benefit of common school district No. 30, in Henry county.

16. An act to incorporate the Covington, Maysville, and Big Sandy railroad company.

17. An act to extend the limits of the town of Benton, in Marshall county.

18. An act to incorporate the Murphysville Manufacturing Company.

19. An act to repeal an act, entitled "An act for the protection of sheep in Greenup county."

20. An act to incorporate the Southern Fire and Marine Insurance Company of Louisville.

21. An act to incorporate the Deposit Bank of Catlettsburg.

22. An act to incorporate the Deposit Bank of Eminence.

23. An act to incorporate the Deposit Bank of Georgetown.

24. An act to incorporate the Western and Southern Engineers' Benevolent Association of Louisville.

25. An act to incorporate a savings and deposit bank in the town of Elizabethtown.

Which bills were severally read the first time, and ordered to be read a second time,

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 9th to the Committee on Finance; the 2d, 4th, 5th, 6th, 7th, 8th, 10th, 11th, 12th, and 16th to the Committee on Internal Improvement; the 3d, 14th, 17th, 18th, 20th, and 24th to the Committee on the Judiciary; the 13th and 15th to the Committee on Education; the 19th to the Committee on Agriculture and Manufactures, and the 21st, 22d, 23d, and 25th to the Committee on Banks.

Leave was given to bring in the following bills, viz:

On motion of Mr. Helm—

1. A bill for the benefit of Isaac Rudley, late sheriff of Hardin county.

On motion of Mr. W. J. Worthington—

2. A bill for the benefit of Greenup county.

On motion of Mr. Wm. Johnson—

3. A bill to amend sections 87 and 450 of the Civil Code of Practice.

On motion of Mr. Gorin—

4. A bill requiring the publication in certain newspapers notices of sale under execution, and for other purposes.

On motion of same—

5. A bill to re-enact an act, entitled "An act to incorporate the Nashville and Cincinnati railroad," approved January 7th, 1852.

On motion of same—

6. A bill to amend an act, entitled "An act to authorize proceedings to be instituted for the forfeiture of the charters of railroad, turnpike, or bridge companies in certain cases," approved January 30, 1866.

On motion of Mr. Thompson—

7. A bill to incorporate the Clark County Agricultural Association.

On motion of same—

8. A bill to incorporate the Kiddville turnpike road company.

On motion of Mr. J. D. Landrum—

9. A bill to authorize the recording of the plat of West Mayfield, and conveying the lots therein.

On motion of Mr. Patrick—

10. A bill for the benefit of the citizens of Morgan county.

On motion of same—

11. A bill for the benefit of A. W. Nickell, sheriff of Johnson county.

On motion of Mr. J. J. Landram—

12. A bill for the benefit of school district No. 15, in Gallatin county.

Messrs. Helm, Cosby, and Bigger were directed to prepare and bring in the 1st; the Committee on Finance the 2d, 10th, and 11th; the Committee on the Codes of Practice the 3d; the Committee on the Judiciary the 4th, 5th, and 6th; the Committee on Agriculture and Manufactures the 7th; the Committee on Internal Improvement the 8th; the Committee on County Courts the 9th, and the Committee on Education the 12th.

The following petitions were presented, viz:

By Mr. Helm--

1. The petition of M. Blakeman, asking the passage of an act authorizing the change of venue of a certain cause pending in the Taylor circuit court to the Larue or Hart circuit court.

By Mr. Carlisle—

2. The petition of citizens of Covington, asking the passage of an act preventing the change by teachers of text-books oftener than once in two years.

Which petitions were received, the reading dispensed with, and referred to the Committee on the Judiciary.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. J. D. Landrum, from the Committee on Education—

An act to incorporate the Crab Orchard Cemetery Company.

By Mr. Stone, from the same committee—

An act to incorporate Miss White's Institute for Young Ladies.

By Mr. Wright, from the same committee—

An act to incorporate the Lynnland Female Institute, in Hardin county.

By Mr. Harrison, from the Committee on the Judiciary—

An act to legalize the laying off the town of Catlettsburg and the additions thereto.

By same—

An act to authorize common carriers to sell property to pay charges in certain cases.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

On motion of Mr. J. J. Landram, leave of indefinite absence was granted Mr. Halbert.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to make Nannie J. Everett the heir at law of Joshua Talbott,

Reported the same without amendment.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Harrison, from the Committee on the Judiciary, asked to be discharged from the further consideration of a leave to bring in a bill for the benefit of the county court judge of Warren county.

Which was granted.

The Speaker laid before the Senate the following communication from the Governor, transmitting bank statements, viz:

COMMONWEALTH OF KENTUCKY,
EXECUTIVE DEPARTMENT,
FRANKFORT, January 5, 1867.

Gentlemen of the Senate and House of Representatives:

I herewith transmit a statement of the condition of the Northern Bank of Kentucky and Branches, on the 31st December, 1866; and a statement of the condition of the Bank of Louisville 7th January, 1867; also a statement of the condition of the Commercial Bank of Kentucky and Branches on the 31st December, 1866.

THO. E. BRAMLETTE,
Governor of Kentucky.

Condition of the Northern Bank of Kentucky and Branches, December 31, 1866.

MEANS.

Bills discounted		$624,381 70
Bills of exchange		1,888,949 22
Bills matured, unpaid		2,000 00
Suspended debt—notes and bills		96,893 48
Kentucky State bonds	$132,000 00	
Railroad and city bonds	192,144 00	
County bonds—Fayette and Bourbon	18,000 00	
Stock of the Bank of Kentucky	5,600 00	
		347,744 00
United States bonds—payable 1881	$250,000 00	
United States bonds—5-20s	289,900 00	
		539,900 00
Amount carried forward		$3,499,868 40

Amount brought forward		$3,499,868 40
United States Government Stamps		3,743 61
Real estate		108,139 14
Due from Kentucky and Western Banks		67,003 87
State of Kentucky for interest on bonds		2,375 00
Court costs		378 62
Cash means, viz:		
In gold and silver	$286,729 42	
In Kentucky Bank notes	361 00	
In U. S. and National Bank notes	204,857 00	
On deposit in New York, Philadelphia, Boston, and Baltimore	431,695 03	
		923,642 45
		$4,605,151 09

LIABILITIES.

Capital stock	$2,077,000 00
Notes payable	126,013 00
Individual depositors	1,740,311 75
Due to other banks	153,827 53
Suspense account	14,965 80
Unclaimed dividends	12,230 93
Fund to pay State tax	5,192 50
Fund to pay losses	71,000 00
Contingent fund	45,000 00
Profit and loss	359,609 58
	$4,605,151 09

As above, contingent fund and profit and loss		$404,609 58
Deduct dividend of 12 per cent., 5 per cent. regular and 7 per cent. extra	$249,244 00	
United States tax on dividend	$13,117 85	
Less tax on $2,004 81, heretofore paid	100 24	
	13,017 61	
		262,257 61
Leaves contingent fund and profit and loss this day		$142,351 97

A. F. HAWKINS, *Cashier.*

LEXINGTON, January 7, 1867.

Condition of the Bank of Louisville and Branches, Monday, January 7, 1867.

RESOURCES.

Notes discounted		$364,490 48
Bills and notes matured and unpaid		154,655 76
Debt in suit		102,300 40
		$621,446 64
Louisville and Nashville Railroad bonds	$100,000 00	
Louisville and Portland Canal bonds	33,000 00	
State of Kentucky	50,000 00	
City of Louisville	11,000 00	
Other bonds and stocks	19,462 98	
		213,462 98
Costs on suits and protest account		922 67
Bills of exchange		1,276,826 70
Due from banks		469,881 23
Cash means:		
Gold and silver	$570,495 81	
Legal tender and National currency	97,809 75	
Amounts carried forward	$668,305 56	$2,582,540 22

Amounts brought forward	$668,305 56	$2,582,540 22
Other bank notes	7,051 00	
On deposit in Eastern cities	59,831 51	
		735,188 07
Real estate for banking houses		68,886 25
Real estate for debt		27,028 10
		$3,413,642 64

LIABILITIES.

Capital stock		$1,679,400 00
Reserved surplus	$38,600 00	
Profit and loss account	133,570 51	
		172,170 51
Dividends unclaimed		7,178 00
Due to banks		476,611 94
Currency, and margin on gold loaned		411,000 00
Fund to cover losses		50,000 00
Outstanding issues		30,113 00
Due to depositors		586,169 19
		$3,413,642 64
Profit and loss, as above		$172,170 51
Less dividend declared this day, 4 per cent.	$67,176 00	
Five per cent. Government tax on same	3,535 55	
		70,711 61
Present surplus		$101,458 90

CHAS. TILDEN, *Cashier.*

LOUISVILLE, January 7, 1867.

Condition of the Commercial Bank of Kentucky and Branches, on the 31st of December, 1866.

MEANS.

Bills of exchange		$1,747,577 29
Six per cent. investments:		
Notes discounted	$281,006 30	
Suspended debt	49,156 38	
Suspended debt, in suit	110,173 08	
Banking houses	57,855 79	
Real estate, for debt	32,699 93	
Protest account	11 40	
Bonds and stocks	98,667 80	
		629,570 68
Due from banks		268,193 92
Cash on hand:		
Sterling and coin	$347,291 29	
U. S. Treasury and Bank notes	245,150 27	
On deposit in New York City	74,259 45	
Revenue stamps	1,077 50	
		667,778 51
		$3,313,120 40

LIABILITIES.

Capital stock paid in		$1,698,467 00
Due to banks		477,600 27
Individual depositors		800,673 46
Circulation		36,911 50
Dividend account		12,517 24
Fund to cover losses		50,000 00
Profit and loss	$219,095 39	
Contingent fund	17,855 54	
		236,950 93
		$3,313,120 40

Contingent fund and profit and loss, as above		$236,950 93
Deduct dividend No. 28, of 5 per cent. on capital stock, declared this day	$84,923 35	
Government tax on same and surplus	5,087 32	
		90,010 67
Leaves present surplus		$146,940 26

JAS. L. DALLAM, *Cashier.*

Paducah, January 7, 1867.

Ordered, That the Public Printer print the usual number of copies of said statements for the use of the Senate.

A message was received from the Governor, announcing his approval and signature of enrolled bills, which originated in the Senate, of the following titles, viz:

An act to build a jail or repair the present jail in Jefferson county.

An act to amend and reduce into one the several acts to incorporate and relating to the town of Flemingsburg.

An act to incorporate the town of Williamsburg, in Whitley county.

An act to charter the People's Transportation Company.

An act to change a voting place in Breathitt county.

An act changing the boundary line of the Jackson voting precinct, Breathitt county.

An act to incorporate the German United Evangelical Protestant St. Lucas Congregational Society of Louisville.

An act for the benefit of R. T. Baker and George R. Fearons.

An act to transfer any interest the Commonwealth of Kentucky has in the estate of Michael Daily to Daniel Hurley.

An act for the benefit of Harrison Thompson.

On motion of Mr. Harrison, leave is granted to withdraw the announcement of the disagreement of the Senate to a bill from the House of Representatives, entitled

An act for the benefit of the jailers of this Commonwealth.

After a short time, said bill was handed in to the Clerk's table.

Mr. W. J. Worthington, from the Committee on Enrollments, reported that the Committee had examined enrolled bills and resolutions, originating in the Senate, of the following titles, viz:

An act for the benefit of the sheriff of Breathitt county.

An act for the benefit of E. S. Adkins, of Whitley county.

An act to establish a court of common pleas in the 1st, 3d, and 14th judicial districts.

An act in relation to the election of members to the Fortieth Congress.

An act declaring the Kentucky Advocate a public authorized newspaper.

An act for the benefit of Thos. G. Poore, clerk of the Hickman circuit court.

An act to repeal portions of an act, entitled "An act to improve the navigation of the Little Sandy river."

An act for the benefit of John Marksbury, sheriff of Grant county.

An act for the benefit of G. J. Cundiff, &c., sureties of J. B. McWhorter.

An act to amend an act, entitled "An act to incorporate Flemingsburg College."

An act to revive the charter of the Paducah and Tennessee railroad company, approved March 8th, 1854, and to extend the time in which to commence the work.

Resolution in relation to Mrs. M. J. Stone.

Resolution in relation to the Sinking Fund.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Worthington reported that the committee had performed that duty.

The Senate, according to order, took up for consideration the resolution in relation to the removal of the Seat of Government.

Ordered, That the further consideration of said resolution be postponed and placed in the orders of the day.

The Senate, also, according to order, took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of Milton Barlow.

Ordered, That the further consideration of said bill be postponed and placed in the orders of the day.

Also, a bill to amend an act, entitled "An act to tax railroads, turnpike roads, and other corporations, in aid of the Sinking Fund," approved February 20th, 1864.

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration a bill to provide for paying the Adjutant General and the clerks of his office salaries for the year commencing February 17th, 1867.

Said bill was then amended to read as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That from and after the 17th day of February, 1867, the Adjutant General shall receive an annual salary of $2,400, payable monthly, as his salary is now paid by law: *Provided, however*, No fee shall be charged by the Adjutant General for any information furnished from the public records on file in his office, nor for any certificate therefor.

§ 2. That the Adjutant General be, and he is hereby, required to push forward to completion the second volume of the report upon which he is now engaged, known as the "Report of Kentucky Officers and Soldiers during the late War," and also all other unfinished business in his office, at as early a date as possible, with a view to having the office placed upon a peace footing; and, in order that the same may be done, the sum of $6,000, or so much thereof as may be necessary, is hereby appropriated with which to employ the necessary clerks, the same to be paid monthly under the same regulations as are now used in the Auditor's Office.

§ 3. This act to take effect from and after the 17th day of February, 1867, and remain in force for one year.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	Jas. W. Gorin,	W. W. McKenzie,
William S. Botts,	W. C. Halbert,	Elijah Patrick,
John B. Bruner,	T. W. Hammond,	John A. Prall,
Thos. B. Cochran,	John L. Helm,	Philip Swigert,
A. D. Cosby,	Henry C. Lilly,	Harrison Thompson,
Wm. A. Dudley,	John J. Landram,	Wm. J. Worthington,
W. W. Gardner,	J. D. Landrum,	George Wright—21.

Those who voted in the negative, were—

Thos. P. Cardwell,	James Harrison,	Wm. Johnson,
Milton J. Cook,	O. P. Johnson,	B. W. Stone—6.

Resolved, That the title of said bill be as aforesaid.

The Senate also took up for consideration a bill to apportion representation in the Senate and House of Representatives.

Mr. Swigert moved to amend said bill as follows, viz:

In the first section strike out the words "city of Lexington one," and after the word "Woodford" add the word "one."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Swigert and Wright, were as follows, viz:

Those who voted in the affirmative, were—

Wm. Johnson,	Philip Swigert,	George Wright—4.
B. W. Stone,		

Those who voted in the negative, were—

N. R. Black,	W. W. Gardner,	John J. Landram,
John B. Bruner,	Jas. W. Gorin,	J. D. Landrum,
John G. Carlisle,	W. C. Halbert,	W. W. McKenzie,
Tho. P. Cardwell,	T. W. Hammond,	Elijah Patrick,
Thos. B. Cochran,	James Harrison,	John A. Prall,
Milton J. Cook,	O. P. Johnson,	H. Thompson,
A. D. Cosby,	Henry C. Lilly,	W. J. Worthington—22.
Wm. A. Dudley,		

Mr. Botts then moved to amend the bill as follows, viz:

From the 30th Senatorial District strike out the word "Carter," and add it to the 32d Senatorial District.

And the question being taken thereon, it was decided in the negative.

Mr. Wright then moved to amend said bill so as to give Bowling Green one Representative, and to unite the counties of Metcalfe and Monroe.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Gorin, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	J. D. Landrum,	Philip Swigert,
Jno. G. Carlisle,	W. W. McKenzie,	Harrison Thompson,
T. P. Cardwell,	John A. Prall,	George Wright—10.
Wm. Johnson,		

Those who voted in the negative, were—

N. R. Black.	W. W. Gardner,	O. P. Johnson,
John B. Bruner,	James W. Gorin,	Henry C. Lilly,
Thos. B. Cochran,	W. C. Halbert,	John J. Landram,
Milton J. Cook,	James Harrison,	B. W. Stone,
Wm. A. Dudley,	John L. Helm,	W. J. Worthington—15.

Mr. Stone moved the previous question.

And the question being taken thereon, it was decided in the affirmative

The question was then taken on ordering said bill to be read a third time, and it was decided in the affirmative.

At ten minutes after one o'clock Mr. Stone moved an adjournment.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Gorin and Wm. Johnson, the Speaker having given the casting vote, voting in the negative, which is as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	W. W. Gardner,	W. W. McKenzie,
John G. Carlisle,	T. W. Hammond,	Elijah Patrick,
Tho. P. Cardwell,	John L. Helm,	B. W. Stone,
Thomas B. Cochran,	O. P. Johnson,	Philip Swigert—14.
A. D. Cosby,	Wm. Johnson,	

Those who voted in the negative, were—

N. R. Black,	W. C. Halbert,	John A. Prall,
John B. Bruner,	James Harrison,	H. Thompson,
Milton J. Cook,	Henry C. Lilly,	W. J. Worthington,
W. A. Dudley,	John J. Landram,	George Wright—14.
James W. Gorin,	J. D. Landrum,	

Said bill was then read the third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That representation for the House of Representatives shall be apportioned among the several counties of this Commonwealth as follows, viz:

To the First District, twelve Representatives, as follows: To the counties of Fulton and Hickman one, Graves one, Ballard one, McCracken one, Calloway one, Marshall and Livingston one, Crittenden

one, Union one, Hopkins one, Caldwell and Lyon one, Trigg one, and Webster one.

To the Second District, eleven Representatives, as follows: To the county of Christian one, Muhlenburg one, Henderson one, Daviess one, Hancock one, Ohio one, Breckinridge one, Meade one, Grayson one, McLean one, and Butler and Edmonson one.

To the Third District, nine Representatives, as follows: To the county of Todd one, Logan one, Simpson one, Warren one, Allen one, Monroe one, Barren one, Hart one, and Metcalfe one.

To the Fourth District, eight Representatives, as follows: To the county of Adair one, Green and Taylor one, Wayne one, Pulaski one, Cumberland and Clinton one, Russell and Casey one, Boyle one, and Lincoln one.

To the Fifth District, eight Representatives, as follows: To the county of Hardin one, Larue one, Bullitt and Spencer one, Nelson one, Washington one, Marion one, Mercer one, and Anderson one.

To the Sixth District, ten Representatives, as follows: To the county of Garrard one, Madison one, Estill and Jackson one, Whitley one, Laurel and Rockcastle one, Floyd and Johnson one, Letcher and Pike one, Knox one, Harlan, Perry, and Montana one, and Clay and Owsley one.

To the Seventh District, thirteen Representatives, as follows: To the First Ward of the City of Louisville one, Second and Third Wards one, the Fourth and Fifth Wards one, the Sixth Ward one, the Seventh Ward one, the Eighth and Ninth Wards one, the Tenth and Eleventh Wards one, the Twelfth Ward one, the county of Jefferson outside of the taxable limits of the City of Louisville one, Shelby one, Henry one, Trimble and Carroll one, and Oldham one.

To the Eighth District, seven Representatives, as follows: To the county of Bourbon one, to the City of Lexington one, to the county of Fayette outside of the City of Lexington one, Scott one, Owen one, Franklin one, and Woodford and Jessamine one.

To the Ninth District, nine Representatives, as follows: To the county of Bath one, Fleming one, Greenup one, Lewis one, Clark and Montgomery one, Boyd and Lawrence one, Carter one, Breathitt, Wolfe, and Powell, one, and Morgan, Magoffin, and Rowan one.

To the Tenth District, thirteen Representatives, as follows: To the county of Mason two, to the county of Bracken one, Nicholas and Robertson one, Harrison one, Pendleton one, Campbell two, Grant and Gallatin one, all that part of the City of Covington lying east of Madison street one, and to all that part of said City lying west of Madison street one, and to Kenton county outside of the City of Covington one, and to the county of Boone one.

§ 2. That for the purpose of apportioning representation in the Senate, the State is hereby laid off into thirty-eight Senatorial Districts, as follows, viz:

The counties of Hickman, Fulton, and Graves shall compose the First District.

The counties of McCracken, Ballard, and Marshall the Second District.

The counties of Trigg, Calloway, Livingston, Lyon, and Henrietta the Third District.

The counties of Hopkins, Caldwell, and Crittenden the Fourth District.

The counties of Union, Henderson, and Webster the Fifth District.

The counties of Christian and Muhlenburg the Sixth District.

The counties of Daviess and Hancock the Seventh District.

The counties of Ohio, Butler, and McLean the Eighth District.

The counties of Breckinridge, Grayson, and Edmonson the Ninth District.

The counties of Hardin, Meade, and Bullitt the Tenth District.

The counties of Barren, Metcalfe, and Monroe the Eleventh District.

The counties of Logan, Todd, and Simpson the Twelfth District.

The counties of Warren and Allen the Thirteenth District.

The counties of Spencer, Nelson, and Shelby the Fourteenth District.

The counties of Marion, Washington, and Taylor the Fifteenth District.

The counties of Cumberland, Adair, Russell, and Clinton the Sixteenth District.

The counties of Pulaski and Wayne the Seventeenth District.

The counties of Lincoln, Casey, Boyle, and Garrard the Eighteenth District.

The counties of Hart, Green, and Larue the Nineteenth District.

The counties of Franklin, Anderson, and Mercer the Twentieth District.

The counties of Henry, Oldham, Trimble, and Carroll the Twenty-first District.

The counties of Harrison, Scott, and Robertson the Twenty-second District.

The counties of Gallatin, Boone, and Owen the Twenty-third District.

The county of Kenton the Twenty-fourth District.

The county of Campbell the Twenty-fifth District.

The counties of Pendleton, Bracken, and Grant the Twenty-sixth District.

The counties of Fayette, Woodford, and Jessamine the Twenty-seventh District.

The counties of Montgomery, Bath, Clark, and Bourbon the Twenty-eighth District.

The counties of Estill, Madison, Jackson, and Powell the Twenty-ninth District.

The counties of Fleming, Rowan, Nicholas, and Carter the Thirtieth District.

The counties of Mason and Lewis the Thirty-first District.

The counties of Boyd, Greenup, and Lawrence the Thirty-second District.

The counties of Perry, Letcher, Clay, Harlan, Floyd, and Pike, the Thirty-third District.

The counties of Magoffin, Breathitt, Johnson, Morgan, Wolfe, and Owsley the Thirty-fourth District.

The county of Jefferson outside of the taxable limits of the city of Louisville and the First and Second Wards within the city of Louisville the Thirty-fifth District.

The Third, Fourth, Fifth, Sixth, and Seventh Wards of the city of Louisville the Thirty-sixth District.

The Eighth, Ninth, Tenth, Eleventh, and Twelfth Wards of the city of Louisville the Thirty-seventh District.

The counties of Laurel, Whitley, Knox, Rockcastle, and Montana the Thirty-eighth District.

§ 3. That elections for Senator shall be held in the year 1867, in the First, Second, Third, Fourth, Fifth, Sixth, Eleventh, Twelfth, Thirteenth, Sixteenth, Twenty-second, Twenty-sixth, Thirtieth, Thirty-third, Thirty-fourth, Thirty-fifth, Thirty-sixth, Thirty-seventh, and Thirty-eight Districts, and every four years thereafter, until a new apportionment; and elections for Senator shall be held in the year 1869 in the Seventh, Eighth, Ninth, Tenth, Fourteenth, Fifteenth, Seventeenth, Eighteenth, Nineteenth, Twentieth, Twenty-first, Twenty-third, Twenty-fourth, Twenty-fifth, Twenty-seventh, Twenty-eighth, Twenty-ninth, Thirty-first, and Thirty-second Districts, and every four years thereafter, until a new apportionment.

§ 4. That in order to ascertain the state of the polls, when two or more counties compose a Senatorial District, or two or more counties are joined together to elect a Representative, the sheriffs of such counties shall meet at the court-house of the county first named, to compare the polls, on the first Monday next after the election, and having ascertained, by faithful comparison and addition, the number of their respective polls, shall make return in the manner prescribed by law: *Provided*, That when a writ of election shall be issued by the Governor, or either branch of the Legislature, an earlier day may be ordered in said writ for comparing the polls, if deemed expedient.

§ 5. That if any new county should be established before the next enumeration and apportionment of representation, it shall be considered as part or parts of the county or counties from which it was taken, for the purpose of representation.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wm. Johnson and Gorin, were as follow, viz:

Those who voted in the affirmative, were—

N. R. Black,	James W. Gorin,	Henry C. Lilly,
William S. Botts,	W. C. Halbert,	John J. Landram,
John B. Bruner,	T. W. Hammond,	J. D. Landrum,
John G. Carlisle,	James Harrison,	John A. Prall,
Milton J. Cook,	John L. Helm,	Harrison Thompson,
Wm. A. Dudley,	O. P. Johnson,	W. J. Worthington—19.
W. W. Gardner,		

Those who voted in the negative, were—

Tho. P. Cardwell,	Wm. Johnson,	B. W. Stone,
Thos. B. Cochran,	W. W. McKenzie,	Philip Swigert,
A. D. Cosby,	Elijah Patrick,	George Wright—9.

Resolved, That the title of said bill be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred bills of the following titles, viz:

A bill to regulate the distribution of the assets of insolvent debtors among their creditors.

A bill authorizing in certain cases the sale of real estate held by married women to their separate use,

Reported the same without amendment.

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Stone, from the Committee on Education—

A bill to amend an act, entitled "An act to prevent fraudulent assignments in trust for creditors and other fraudulent conveyances," approved March 10th, 1856.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to charter the Fayette College of Lexington.

By Mr. Gorin, from the same committee—

A bill to prohibit county judges to bring suits to settle the estate of deceased persons.

By same—

A bill to amend an act, entitled "An act to establish the office of public administrator and guardian," approved January 28th, 1865.

By Mr. Bruner, from the Committee on Revised Statutes—

A bill to amend an act, entitled "An act to incorporate the towns of Cloverport and Lower Cloverport into the town of Cloverport."

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 6, 1867.

A message was received from the House of Representatives, announcing their disagreement to the passage of bills, which originated in the Senate, of the following titles, viz:

An act to designate holding and falling due and payable bills of exchange, drafts, and negotiable notes.

An act to charter the Citizens' Insurance Company of Louisville.

That they had passed bills from the Senate of the following titles, viz:

An act to amend the charter of the Planters' Insurance Company.

An act to change the name of the Bank of Commerce to Franklin Bank.

An act to incorporate the Mechanics' Bank of Paducah.

An act to amend an act, entitled "An act to establish a criminal court in the 9th judicial district."

An act to amend the charter of the city of Newport.

An act to incorporate the Trade Bank.

With an amendment to the last named bill.

Mr. Harrison presented the petition of two thousand citizens of the city of Louisville, asking the passage of an act amending the city charter.

Which was received, the reading dispensed with, and referred to the Committee on the Judiciary.

A message was also received from the House of Representatives, announcing that they had received official information from the Gov-

ernor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend the charter of the town of Catlettsburg.

An act to incorporate the Commercial Hotel Company of Harrodsburg.

An act to incorporate the Cave City Masonic Institute.

An act to authorize the presiding judge of Hart county to issue a new railroad bond.

An act to authorize the county court of Monroe to levy an ad valorem tax for county purposes.

An act to amend the charter of the Adas Israel, of the city of Louisville.

An act to amend an act, entitled "An act to amend the charter of the town of Albany."

An act for the benefit of John J. Miller, late sheriff of Boone county.

An act to incorporate the Cave City Lodge, No. 418, of Free and Accepted Masons.

An act to incorporate the town of Florence, in Boone county.

An act to incorporate the Poplar Plains and Hinton's Mill turnpike road company.

An act for the benefit of L. B. Wilson, sheriff of Carroll county.

An act to incorporate the Colored Methodist Episcopal Church, South, at Hopkinsville.

An act to change the time of holding the quarterly court in Adair county.

An act to incorporate the Newcastle and Kentucky River turnpike company.

An act to change the voting place in Poor Fork precinct, in Harlan county.

An act for the benefit of R. B. Evans, clerk of Barren county.

An act to amend the 4th section of an act, entitled "An act to amend the charter of the Bridge Company over Tradewater."

An act allowing the county court of Hopkins county to levy an additional tax, &c.

An act to change the time of holding the quarterly court in Clinton county.

An act to change the time of holding the Boyd quarterly court.

An act to incorporate the Lebanon and Cumberland River railroad company.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills and resolutions, originating in the Senate, of the following titles, viz:

An act in relation to the election of members to the Fortieth Congress.

An act to establish a court of common pleas in the 1st, 3d, and 14th judicial districts.

An act for the benefit of the sheriff of Breathitt county.

An act for the benefit of John Marksbury, sheriff of Grant county.

An act for the benefit of Elijah Adkins, jailer of Whitley county.

An act for the benefit of C. J. Cundiff, &c., sureties of J. B. McWhorter.

An act declaring the Kentucky Advocate a public authorized newspaper.

An act for the benefit of H. B. G. Poore, clerk of the Hickman circuit court.

An act to repeal portions of an act, entitled "An act to improve the navigation of the Little Sandy river."

An act to amend an act, entitled "An act to incorporate Flemingsburg College."

An act to revive the charter of the Paducah and Tennessee railroad company.

Resolution in relation to the Sinking Fund.

Resolution in relation to Mrs. M. J. Stone.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to fix the salary of judges of circuit, common pleas, and the Louisville chancery courts.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with, it was referred to the Committee on Finance.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. J. J. Landram, from the Committee on Military Affairs—

1. A bill concerning the Quarter-Master General's Office.

By Mr. Garriott, from the Committee on Propositions and Grievances—

2. A bill for the benefit of John M. Harbeson.

By Mr. Swigert, from the Committee on Public Buildings—

3. A bill to provide for the purchase of a steam fire engine for the protection of the public property belonging to the State.

By Mr. Dudley, from the Committee on Revised Statutes—

4. A bill to continue in force the 3d section of an act in relation to the banks of the State, approved March 14, 1862, and re-enacted and approved February 20, 1864.

By Mr. Cochran, from the same committee—

5. A bill to amend section 13, of chapter 48, of the Revised Statutes, entitled "Idiots and Lunatics."

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 1st and 3d be printed and placed in the orders of the day; the 2d be laid upon the table, and the 4th and 5th be engrossed and read a third time.

The constitutional provision as to the third reading of the 4th and 5th being dispensed with, and the same being engrossed.

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. J. J. Landram, from the Committee on Military Affairs, reported a bill to amend an act, entitled "An act to provide for paying arrearages of pay due deceased soldiers," approved August 31, 1862.

Which bill was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act to provide for paying the arrears of pay due deceased soldiers to their widows or heirs, approved August 31, 1862, be, and the same is hereby, amended as follows, viz: That the Adjutant General be, and he is hereby, authorized to adjust and settle the accounts, and to ascertain how much is due to any officer or soldier who may have entered the service of the State under an act, entitled "An act to raise volunteer forces to repel the invasion of the State, and for other purposes," passed September 30, 1861, and an act supplemental thereto, approved October 1, 1861, and who entered said service under any subsequent act or call of the Governor to fill any quota of this State, and who died while in said service, and before being mustered into the service of the United States, or to ascertain and settle the accounts of any officer or soldier who are now living, but were honorably mustered out of service or discharged before entering service of the United States for physical disability incurred in said service: *Provided, however*, In settling said accounts, the officer and soldier shall be charged with any clothing or government stores that came into their possession while in said service, and which was

not turned over by them to the proper authorities when they left said service, unless said property was captured by the enemy, or the party forced to abandon the same by order of some superior officer in authority. And upon ascertaining the amount so due, the same shall be paid to such officer and soldier, if living; if dead, then the same shall be paid to the widow of the deceased officer and soldier, if he left a widow, and if no widow, then to his children.

§ 2. The sums found to be due under the provisions of this act shall be paid by warrant to be drawn on the Treasurer, in favor of the officer, soldier, widow, or child or children, or their guardian, should they or any of them be infants, by the Auditor, upon filing with him a copy of the account stated, settled, and allowed by the Adjutant General, certified by him. The Adjutant General shall carefully file away and keep said settlement, and vouchers accompanying the same, for the purpose of having the same reimbursed and paid to the State by the General Government. The funds appropriated by this act shall not be subject to attachment or any legal process for the payment of debts due and owing by the officer or soldier thus paid.

§ 3. This act shall be so construed as to embrace the cases of those who actually rendered service as quartermaster, commissary, or surgeon; and who, because of the consolidation of the regiment or battalions to which they were attached with other regiments or battalions, were never formally mustered into service of the State; and of such soldiers as honorably left the service of the State, because of disability incurred therein, without receiving formal discharges: *Provided*, That full and satisfactory evidence of such service shall be furnished to the Adjutant General: *Provided further*, That it shall not be construed in such manner as to embrace recruiting officers who failed to recruit the requisite number of men to entitle them to a commission.

§ 4. This act to take effect from and after its passage.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger.	W. A. Dudley,	J. D. Landrum,
N. R. Black,	W. W. Gardner,	W. W. McKenzie,
Wm. S. Botts,	W. C. Halbert,	Elijah Patrick,
John B. Bruner,	T. W. Hammond,	John A. Prall,
John G. Carlisle,	James Harrison,	B. W. Stone,
Tho. P. Cardwell,	John L. Helm,	Philip Swigert,
Joseph H. Chandler,	O. P. Johnson,	H. Thompson,
Thos. B. Cochran,	Henry C. Lilly,	W. J. Worthington,
Milton J. Cook,	John J. Landram,	George Wright—27.

In the negative—none.

The Senate, according to order, took up for consideration a bill concerning the competency of witnesses.

Said bill was then amended.

Pending the further consideration of which, the hour arrived for taking up the orders of the day.

The Senate took up for consideration a bill for increasing the resources of the Sinking Fund, and to provide for the immediate payment of the debt of the State.

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow at 10½ o'clock.

The Senate also took up for consideration a bill to require the Clerk of the Court of Appeals to record opinions of the Appellate Court.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Said bill was then amended.

Said bill was then read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it is made the duty of the Clerk of the Court of Appeals to record, in well bound books, in a plain and legible hand, *all* opinions of the Court of Appeals rendered by said court since the 1st day of January, 1866, except such opinions as are published by the Reporter of said court.

§ 2. That the Clerk of the Court of Appeals, for his services in recording the opinions herein directed to be recorded, shall receive the same fees for his services as are allowed to clerks of the circuit courts of this Commonwealth for making out transcripts of records; and for recording the opinions rendered before the passage of this act, he shall be paid out of the Public Treasury, and the Auditor is directed to draw his warrant upon the Treasurer for the same, upon the presentation of the account, sworn to by the clerk of said court, to the effect that the account is true and correct, and that the services for which he asks pay have been rendered. He shall also be paid in like manner for all necessary books in which to record said opinions; and for all services rendered after the passage of this act, the recording of the opinions shall be charged to the successful party and taxed as part of the costs.

§ 3. This act shall take effect and be in force from and after its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Evan M. Garriott,	Wm. Johnson,
John G. Carlisle,	James W. Gorin,	B. W. Stone,
Thos. B. Cochran,	T. W. Hammond,	Philip Swigert—11.
Wm. A. Dudley,	John L. Helm,	

Those who voted in the negative, were—

N. R. Black,	W. W. Gardner,	J. D. Landrum,
Wm. S. Botts,	W. C. Halbert,	W. W. McKenzie,
John B. Bruner,	James Harrison,	Elijah Patrick,
Thos. P. Cardwell,	O. P. Johnson,	John A. Prall,
Joseph H. Chandler,	Henry C. Lilly,	Harrison Thompson,
Milton J. Cook,	John J. Landram,	George Wright—18.

Mr. Thompson moved that a message be sent to the House of Representatives, asking leave to withdraw the announcement of the passage of a bill apportioning representation in the Senate and House of Representatives.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Thompson and Helm, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Evan M. Garriott,	B. W. Stone,
William S. Botts,	T. W. Hammond,	Philip Swigert,
John G. Carlisle,	John L. Helm,	Harrison Thompson,
Thos. P. Cardwell,	O. P. Johnson,	W. J. Worthington,
Jos. H. Chandler,	Wm. Johnson,	George Wright—17.
Thos. B. Cochran,	W. W. McKenzie,	

Those who voted in the negative, were—

N. R. Black,	W. W. Gardner,	Henry C. Lilly,
John B. Bruner,	James W. Gorin,	J. D. Landrum,
Milton J. Cook,	W. C. Halbert,	Elijah Patrick,
Wm. A. Dudley,	James Harrison,	John A. Prall—12.

After a short time, said bill was handed in to the Clerk's table.

A motion was then made to reconsider the vote by which the Senate on yesterday passed said bill.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gorin and Harrison, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger	Evan M. Garriott,	W. W. McKenzie,
William S. Botts,	T. W. Hammond,	B. W. Stone,
John G. Carlisle,	John L. Helm,	Philip Swigert,

Thomas P. Cardwell,	O. P. Johnson,	Harrison Thompson,
Joseph H. Chandler,	Wm. Johnson,	W. J. Worthington,
Thomas B. Cochran,	John J. Landram,	George Wright—18.

Those who voted in the negative, were—

N. R. Black,	W. W. Gardner,	Henry C. Lilly,
John B. Bruner,	James W. Gorin,	J. D. Landrum,
Milton J. Cook,	W. C. Halbert,	Elijah Patrick,
W. A. Dudley,	James Harrison,	John A. Prall—12.

The question was then taken upon reconsidering the vote dispensing with the third reading of said bill, and it was decided in the affirmative.

Ordered, That the further consideration of said bill be postponed, and that it be made the special order of the day for the 12th inst., at 10½ o'clock.

Mr. W. J. Worthington, from the Committee on Enrollments, reported that the committee had examined enrolled bills, originating in the House of Representatives, of the following titles, viz :

An act to reduce into one the several acts concerning the town of Perryville, in Boyle county,

An act to amend the charter of the city of Owensboro.

An act for the benefit of C. S. Bosley.

An act granting further time to A. L. Thompson, late sheriff of Bourbon county, to pay the revenue due by him, and make out his delinquent list.

An act applying the mechanics' lien law to Lawrence, Christian, Trigg, Rockcastle, and Owsley counties.

An act to punish certain trespasses in Boyd and Lawrence counties.

An act to amend the law concerning attachments in criminal cases.

An act to amend an act, entitled "An act to incorporate the town of Lebanon."

An act to amend an act, entitled "An act to incorporate the town of Ghent."

An act to amend the charter of the Lexington and Winchester turnpike road company.

An act to incorporate the Kentucky Tournament Association.

An act to amend an act to incorporate the Lancaster Cemetery Company.

An act increasing the county levy of Oldham county for the years 1867 and 1868.

An act to incorporate the Greenup and Carter railroad company.

An act to empower the county court of Oldham county to make subscriptions to the capital stock of turnpike roads in said county.

An act for the benefit of W. P. Evans, administrator of W. F. Evans, deceased, late county judge of Barren county.

An act for the benefit of the citizens of Monroe county.

An act for the benefit of Ed. A. Clark, administrator of George Clark, deceased, of Metcalfe county.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Worthington reported that the committee had performed that duty.

The Sergeant-at-Arms submitted the following list of Senators and officers, in compliance with a joint resolution adopted January 12th, viz:

s.—40

LIST OF SENATORS AND OFFICERS,

Giving names of Senators and Officers, county of residence, number of district represented, expiration of term, occupation, and post-office address.

NAME.	County.	Senatorial District.	Term expires.	Occupation.	Post-office Address.
R. T. Jacob, Speaker	Oldham		1867	Farmer	Westport.
R. T. Baker	Campbell	25th	1869	Lawyer	Alexandria.
J. M. Bigger	McCracken	2d	1867	Lawyer	Paducah.
N. R. Black	Crittenden	4th	1867	Lawyer	Marion.
William S. Botts	Fleming	30th	1867	Lawyer	Flemingsburg.
John B. Bruner	Breckinridge	9th	1869	Lawyer	Hardinsburg.
Jno. G. Carlisle	Kenton	24th	1869	Lawyer	Covington.
Tho. P. Cardwell	Breathitt	34th	1869	Farmer	Jackson.
Joseph H. Chandler	Taylor	19th	1869	Merchant	Campbellsville.
F. L. Cleveland	Bracken	26th	1867	Lawyer	Augusta.
Thomas B. Cochran	Oldham	21st	1869	Lawyer	Louisville.
Milton J. Cook	Rockcastle	36th	1867	Farmer	Mount Vernon.
A. D. Cosby	McLean	7th	1869	Physician	Calhoon.
Wm. A. Dudley	Fayette	27th	1869	Lawyer	Lexington.
W. W. Gardner	Union	5th	1867	Farmer	Caseyville.
Evan M. Garriott	Trimble	22d	1869	Farmer	Bedford.
Jas. W. Gorin	Barren	11th	1867	Lawyer	Glasgow.
William H. Grainger	Louisville	38th	1867	Iron Founder	Louisville.
W. C. Halbert	Lewis	31st	1869	Lawyer	Vanceburg.
T. W. Hammond	Trigg	3d	1867	Lawyer	Cadiz.
James Harrison	Jefferson	37th	1867	Lawyer	Louisville.
John L. Helm	Hardin	10th	1869	Lawyer	Elizabethtown.
O. P. Johnson	Butler	8th	1869	Farmer	Readyville.
Wm. Johnson	Nelson	14th	1869	Lawyer	Bardstown.
Henry C. Lilly	Estill	35th	1869	Lawyer	Irvine.
John J. Landram	Gallatin	23d	1867	Lawyer	Warsaw.
J. D. Landrum	Graves	1st	1867	Physician	Mayfield.
W. W. McKenzie	Christian	6th	1867	Farmer	Lafayette.

John W. F. Parker	Pulaski	17th	1869	Physician	Somerset.
Elijah Patrick	Magoffin	33d	1867	Merchant	Salyersville.
John A. Prall	Bourbon	28th	1867	Lawyer	Paris.
George C. Rifle	Lincoln	18th	1867	Farmer	Hustonville.
B. W. Stone	Allen	13th	1867	Physician	Fountain Run.
Philip Swigert	Franklin	20th	1869	Farmer	Frankfort.
Harrison Thompson	Clark	29th	1869	Farmer	Winchester.
I. C. Wiufrey	Adair	16th	1867	Hotel-keeper	Columbia.
C. T. Worthington	Boyle	15th	1869	Farmer	Danville.
Wm. J. Worthington	Greenup	32d	1869	Farmer	Greenupsburg.
George Wright	Warren	12th	1867	Farmer	Smith's Grove.
Dr. J. R. Hawkins, Clerk	Franklin		1867	Physician	Frankfort.
David P. Robb, Asst. Clerk	Woodford		1867	Clerk	Versailles.
A. Crockett, Door-keeper	Hancock		1867	Farmer	Hawesville.
J. W. Pruett, Serg't-at-Arms	Franklin		1867	Clerk	Frankfort.
H. P. Hawkins	Franklin		1867	Page	Frankfort.
Clay Hatchitt	Franklin		1867	Page	Frankfort.

And then the Senate adjourned.

THURSDAY, FEBRUARY 7, 1867.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

An act to incorporate the Breckinridge Bank at Cloverport, in Breckinridge county.

An act to amend the charter of the Traders' Bank, approved January 18, 1867.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred to the Committee on Banks.

On motion of Mr. Harrison, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their disagreement to the passage of bills from the House of Representatives of the following titles, viz:

An act to amend the charter of the Kentucky Company.

An act to make Nannie J. Everett the heir at law of Joshua Talbott.

After a short time, said bills were handed in at the Clerk's desk.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Bruner, from the Committee on the Revised Statutes—

An act to amend the charter of the Carlisle Cemetery Company.

By Mr. Wright, from the Committee on Agriculture and Manufactures—

An act to repeal an act, entitled "An act for the protection of sheep in Greenup county."

By Mr. J. J. Landram, from the Committee on County Courts—

An act to authorize the Christian county court to issue bonds for the purpose of building a court-house, and to establish a sinking fund to liquidate the said bonds.

By Mr. J. D. Landrum, from the Committee on Education—

An act for the benefit of school district No. 26, in Harrison county.

By Mr. Prall, from the same committee—

An act for the benefit of common school district No. 30, in Henry county.

By Mr. Swigert, from the Committee on Finance—

An act for the benefit of the late sheriff of Henry county and his sureties.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bruner, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to amend the law requiring demand to be made of administrators and executors,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Botts, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act appropriating money to the Western Lunatic Asylum,

Reported the same without amendment.

Said bill was then read the third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and is hereby, authorized and directed to draw his warrant upon the Treasurer, in favor of the Board of Managers of the Western Lunatic Asylum of Kentucky, for the sum of twenty-one thousand dollars, for the payment of the debt of said asylum, supplying the asylum with necessary furniture, and paying the building commissioners for their services in rebuilding the house.

§ 2. It shall be the duty of the Board of Managers to appropriate the above named sum in the following manner, viz: fifteen thousand dollars shall be appropriated, first, to the payment of all outstanding debts against the asylum; and, secondly, to the purchase of furniture to prepare the remainder of the house for occupancy, and the balance to be paid equally to the building commissioners, George Poindexter and E. R. Cook, for their services in rebuilding the asylum.

§ 3. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, to-wit:

Those who voted in the affirmative, were--

J. M. Bigger,	Wm. A. Dudley,	John J. Landram,
N. R. Black,	W. W. Gardner,	J. D. Landrum,
William S. Botts,	Evan M. Garriott,	W. W. McKenzie,
John B. Bruner,	Jas. W. Gorin,	Elijah Patrick,
John G. Carlisle,	W. C. Halbert,	John A. Prall,
Thos. P. Cardwell,	T. W. Hammond,	B. W. Stone,
Jos. H. Chandler,	James Harrison,	Philip Swigert,
Thos. B. Cochran,	John L. Helm,	Harrison Thompson,
Milton J. Cook,	O. P. Johnson,	Wm. J. Worthington,
A. D. Cosby,	Henry C. Lilly,	George Wright--30.

In the negative--none.

Resolved, That the title of said bill be as aforesaid.

Mr. Botts, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act authorizing the Board of Managers of the Eastern and Western Lunatic Asylums to fix the salaries and rates of charges in said asylums,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Board of Managers of the Eastern and of the Western Lunatic Asylums, each, shall have power to regulate and fix the salaries of all the officers of their respective Asylums at such amounts as they shall deem proper for their services, and shall have power, at any time, to increase or reduce the same: *Provided*, That all salaries shall, as heretofore, be paid out of the ordinary support fund, as now provided by law.

§ 2. The Board of Managers of each Asylum shall have power to fix the maximum amount that shall be charged paying patients in their Asylums.

§ 3. That all laws inconsistent with this act be, and they are hereby, repealed.

§ 4. That the salary shall not be increased to a greater amount than one third of the present salaries; and that no patient shall be charged more than ten dollars per week.

§ 5. This act shall take effect from and after its passage.

Mr. Dudley moved to amend said bill as follows, viz:

Add to the 4th section the following:

Nor shall any increase over the present maximum rate be demanded, unless where extraordinary allowances or attention are required for the parties, and the friends of the patient are able to pay the same.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

Mr. Wright moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. J. D. Landrum and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner, George Wright—2.

Those who voted in the negative, were—

J. M. Bigger,	Evan M. Garriott,	John J. Landram,
N. R. Black,	Jas. W. Gorin,	J. D. Landrum,
Wm. S. Botts,	W. C. Halbert,	W. W. McKenzie,
John G. Carlisle,	T. W. Hammond,	Elijah Patrick,
Tho. P. Cardwell,	James Harrison,	John A. Prall,
Jos. H. Chandler,	John L. Helm,	B. W. Stone,
Thos. B. Cochran,	O. P. Johnson,	Philip Swigert,
Wm. A. Dudley,	Henry C. Lilly,	H. Thompson—25.
W. W. Gardner,		

Mr. Cochran moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on dispensing with the third reading of said bill, and it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and J. D. Landrum, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	W. W. Gardner,	John J. Landram,
N. R. Black,	James W. Gorin,	J. D. Landrum,
William S. Botts,	W. C. Halbert,	W. W. McKenzie,
John G. Carlisle,	T. W. Hammond,	Elijah Patrick,
Tho. P. Cardwell,	James Harrison,	John A. Prall,
Jos. H. Chandler,	John L. Helm,	B. W. Stone,
Thos. B. Cochran,	O. P. Johnson,	Philip Swigert,
Wm. A. Dudley,	Henry C. Lilly,	H. Thompson—24.

Those who voted in the negative, were—

John B. Bruner, Evan M. Garriott, George Wright—4.
Milton J. Cook,

Resolved, That the title of said bill be as aforesaid.

Mr. Swigert, from the Committee on Finance, reported a bill for the benefit of Thos. E. Bramlette.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts draw his warrant on the Treasurer for the sum of six thousand dollars in favor of Thomas E.

Bramlette, as compensation for extra services performed and to be performed by him as President of the Board of Commissioners of the Sinking Fund.

§ 2. This act to be in force from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	W. W. Gardner,	John J. Landram,
Wm. S. Botts,	James W. Gorin,	J. D. Landrum,
John B. Bruner,	W. C. Halbert,	Elijah Patrick,
T. P. Cardwell,	T. W. Hammond,	John A. Prall,
Joseph H. Chandler,	John L. Helm,	B. W. Stone,
Thos. B. Cochran,	O. P. Johnson,	Philip Swigert,
Milton J. Cook,	Henry C. Lilly,	George Wright—21.

Those who voted in the negative, were—

J. M. Bigger,	Evan M. Garriott,	W. W. McKenzie,
Jno. G. Carlisle,	James Harrison,	H. Thompson—6.

Resolved, That the title of said bill be as aforesaid.

Mr. J. J. Landram, from the Committee on County Courts, to whom had been referred a bill to appoint commissioners to run and remark the line between the counties of Bracken and Harrison and Bracken and Pendleton counties,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Wright, from the Committee on Agriculture and Manufactures—

A bill to incorporate the Clark County Agricultural Society.

By Mr. W. J. Worthington, from the Committee on County Courts—

A bill to authorize the recording the plats of West Mayfield and conveying the lots therein.

By same—

A bill to repeal an act, entitled "An act in relation to the police judge and town marshal of Madisonville," approved January 21st, 1867.

By Mr. J. J. Landram, from the same committee—

A bill for the benefit of R. L. Ireland, late clerk of the Gallatin county court.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to legalize the official acts of James S. Lithgow as mayor of the city of Louisville.

By Mr. Bigger, from the same committee—

A bill for the benefit of W. B. Eley, late sheriff of Marshall county.

By same—

A bill for the benefit of John H. Terrill, administrator of G. B. Grundy, deceased.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Swigert, from the Committee on Finance, reported a bill to erect a monument over the grave of the late Governor Wm. Owsley.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	James W. Gorin,	W. W. McKenzie,
Wm. S. Botts,	W. C. Halbert,	Elijah Patrick,

s.—41

John B. Bruner, John G. Carlisle, Joseph H. Chandler, Thos. B. Cochran, W. A. Dudley, W. W. Gardner, Evan M. Garriott, T. W. Hammond, James Harrison, John L. Helm, Henry C. Lilly, John J. Landram, J. D. Landrum, John A. Prall, B. W. Stone, Philip Swigert, H. Thompson, W. J. Worthington, George Wright—25.

Those who voted in the negative, were—

J. M. Bigger. O. P. Johnson—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Bruner, from the Committee on Revised Statutes, reported a bill to amend the various acts incorporating the Hardinsburg and Cloverport turnpike road company.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Garriott, from the Committee on Enrollments, reported that the committee had examined enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to authorize the formation of corporations for mining and manufacturing purposes.

An act for the benefit of the public schools of Louisville.

An act to amend an act, entitled "An act authorizing the election of a police judge and marshal for the town of Carlisle, Nicholas county."

An act for the benefit of the citizens of Carter county.

An act for the benefit of Emerson Leslie, jailer of Monroe county.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend the charter of the Planters' Insurance Company.

An act to amend an act, entitled "An act to establish a criminal court in the 9th judicial district."

An act for the benefit of James A. Hambleton, late sheriff of Breckinridge county.

An act to regulate and designate the proper name of the Hope and Merchants' Insurance Companies.

An act to amend an act to incorporate the Deposit Bank of Columbia.

An act for the benefit of the sheriff of Green county.

An act for the benefit of Wm. Wilson, late sheriff of Union county.

An act for the benefit of Samuel A. Davis, late sheriff of Union county.

An act to amend an act incorporating the Columbia and Burksville turnpike road company.

An act to incorporate the Hillsboro and Mouth of Fox Creek turnpike road company.

An act to incorporate the Hillsboro and Phelps' Mill turnpike road company.

An act to change the name of the Bank of Commerce to Franklin Bank.

An act to incorporate the Merchants' Bank of Paducah.

An act to amend the charter of the city of Newport.

An act for the benefit of the University of Paducah.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Garriott reported that the committee had performed that duty.

Leave was given to bring in the following bills, viz:

On motion of Mr. Botts—

1. A bill to incorporate the Poplar Plains Male and Female Academy.

On motion of same—

2. A bill to amend an act incorporating the town of Tilton, in Fleming county.

On motion of Mr. Bigger—

3. A bill to repeal an act of the present session providing for the election of members to the Fortieth Congress.

On motion of same—

4. A bill for the benefit of Edward T. Bullock.

On motion of same—

5. A bill to fix the time of holding the courts of common pleas in the 1st, 3d, and 14th judicial districts.

On motion of same—

6. A bill to amend the charter of the Commonwealth's Insurance Company of Kentucky.

On motion of same—

7. A bill for the benefit of John Coathes.

On motion of same—

8. A bill to incorporate the Security Bank.

On motion of same—

9. A bill to change the time of holding the circuit courts in the 1st judicial district.

On motion of Mr. Stone—

10. A bill to prohibit the marriage of cousins of the first and second degree of consanguinity.

On motion of Mr. O. P. Johnson—

11. A bill to amend section 832 of the Civil Code of Practice.

On motion of Mr. Swigert—

12. A bill for the benefit of the Kentucky State Agricultural Society.

The Committee on the Judiciary were directed to prepare and bring in the 1st, 4th, 5th, 6th, 7th, 8th, 9th, and 10th; the Committee on Finance the 2d and 12th; the Committee on Privileges and Elections the 3d, and the Committee on the Codes of Practice the 11th.

The following petitions and remonstrance were presented, viz:

By Mr. Botts—

1. The petition of citizens of Morgan county, asking the erection of a new county.

By same—

2. The remonstrance of citizens of Carter county, &c., remonstrating against the establishment of said new county.

By Mr. J. J. Landram—

3. The petition of E. H. Smith and others, asking the passage of an act authorizing the closing an alley in the town of Williamstown, Grant county.

By Mr. Bigger—

4. The petition of the city council of Paducah, asking the establishment of a branch of the State Penitentiary at that place.

By Mr. Chandler—

5. The petition of citizens of Marion county, asking the passage of an act chartering a gift enterprise for the benefit of Alphonso Ricketts, Creed Tucker, and others.

Which petitions were severally received, the reading dispensed with, and they were referred—the 1st, 2d, and 5th to the Committee on Propositions and Grievances; the 4th to the Committee on the Penitentiary, and the 3d to the Committee on the Judiciary.

Mr. Carlisle moved the following resolution, viz:

Resolved, That the extra copies of the report of the Committee on the Sinking Fund, heretofore ordered to be printed, shall be delivered to the members of the Senate enveloped and stamped.

Which was adopted.

Mr. Carlisle moved the following joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That a joint committee of two from the Senate and three from the House of Representatives, to be appointed by the Speakers of the Senate and House respectively, is hereby created, for the purpose of considering the state of the law upon the subject of the competency of witnesses in this Commonwealth, and report such bill or bills as may be deemed necessary and proper to remedy any defects now existing; and all bills relating to said subject now pending shall be, and are hereby, referred to said committee.

Which was twice read and adopted.

The Senate took up for consideration a bill to increase the resources of the Sinking Fund and to provide for the immediate payment of the debt of the State.

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow at 10½ o'clock, A. M.

On motion, leave of indefinite absence was granted to Messrs. Gorin, W. J. Worthington, and Garriott.

At a quarter past one o'clock, Mr. Bruner moved an adjournment.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Harrison and J. D. Landrum, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Thomas B. Cochran,	John L. Helm,
N. R. Black,	W. A. Dudley,	O. P. Johnson,

Wm. S. Botts,	W. W. Gardner,	Henry C. Lilly,
John B. Bruner,	Evan M. Garriott,	John J. Landram,
John G. Carlisle,	James W. Gorin,	W. W. McKenzie,
Tho. P. Cardwell,	T. W. Hammond,	Elijah Patrick—18.

Those who voted in the negative, were—

Jos. H. Chandler.	James Harrison,	B. W. Stone,
Milton J. Cook,	J. D. Landrum,	H. Thompson,
W. C. Halbert,	John A. Prall,	George Wright—9.

And then the Senate adjourned.

FRIDAY, FEBRUARY 8, 1867.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend the act to establish the Jefferson court of common pleas.

An act to incorporate the Green River Deposit Bank at Campbellsville.

An act to amend an act, entitled "An act to incorporate the City Fire and Marine Insurance Company of Covington," approved February 22d, 1860.

With amendments to the last two named bills.

Ordered, That the last two, with the proposed amendments, be referred—the 1st to the Committee on Banks, and the 2d to the Committee on Revised Statutes.

A message was also received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to amend and reduce into one all previous acts incorporating the town of Owenton, in Owen county.

With an amendment.

Ordered, That said bill be referred to the Committee on the Revised Statutes.

A message was also received from the House of Representatives, announcing that they had passed a bill, entitled

An act to establish the Falmouth Deposit Bank.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to the Committee on Banks.

A message was also received from the House of Representatives, announcing that they had adopted resolutions of the following titles, viz:

Resolution directing the Joint Committee on the Blind Asylum to make certain inquiries.

Resolution providing for a Joint Committee on Internal Improvement.

Resolution as to the propriety of establishing and creating another Penitentiary in the State.

Which were taken up and referred—the 1st to the select committee on the Blind Asylum; the 2d to the Committee on Internal Improvement, and the 3d to the Committee on the Penitentiary.

That they had received official information from the Governor, that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz;

An act to amend the law concerning attachments in criminal cases.

An act to amend the charter of the Lexington and Winchester turnpike road company.

An act to amend the charter of the city of Owensboro.

An act for the benefit of C. S. Bosley.

An act granting further time to A. L. Thompson, late sheriff of Bourbon county, to pay the revenue due by him, and make out his delinquent list.

An act applying the mechanics' lien law to Lawrence, Christian, Trigg, Rockcastle, and Owsley counties.

An act to punish certain trespasses in Boyd and Lawrence counties.

An act to amend an act, entitled "An act to incorporate the town of Lebanon."

An act to amend an act, entitled "An act to incorporate the town of Ghent."

An act to incorporate the Kentucky Tournament Association.

An act to amend an act to incorporate the Lancaster Cemetery Company.

An act increasing the county levy of Oldham county for the years 1867 and 1868.

An act to incorporate the Greenup and Carter railroad company.

An act to empower the county court of Oldham county to make subscription to the capital stock of turnpike roads in said county.

An act to reduce into one the several acts concerning the town of Perryville, in Boyle county,

An act for the benefit of the citizens of Monroe county.

An act for the benefit of W. P. Evans, administrator of W. F. Evans, deceased, late county judge of Barren county.

An act for the benefit of Ed. A. Clark, administrator of George Clark, deceased, of Metcalfe county.

The Speaker laid before the Senate the following report of the Quarter-Master General, viz:

Commonwealth of Kentucky,
Office of Quarter-Master General,
Frankfort, Ky., January 8, 1867.

Hon. R. T. Jacob, Speaker of the Senate:

Sir: In compliance with an act of the General Assembly of the Commonwealth of Kentucky, approved February 17th, 1866, I have the honor to transmit a list of claims for forage and subsistence stores, audited under said act, amounting in the aggregate to $17,627 59.

I am, sir, very respectfully,
Your obedient servant,
GEO. W. MONROE,
Quarter-Master General of Kentucky.

Statement of Claims received and audited by the Quarter-Master General of Kentucky, under the provision of an act approved February 17th, 1866, providing for the paying of Claims for Forage and Subsistence Stores furnished State Troops.

NAME OF CLAIMANT.	ON WHAT ACCOUNT.	AMOUNT.
John Akin	Forage	$233 93
John Akin	Forage	52 50
John Akin	Subsistence stores	738 00
Robert Austin	Subsistence stores	33 75
Anna Adams	Forage	7 80
John F. Boling	Forage	28 00
Elisha Bolin	Subsistence stores	3 30
John Akin	Forage	411 10
John Akin	Forage	193 56
Claborn Crawford	Forage	30 00
Wm. H. Crawford	Subsistence stores	24 32
Oliver Crawford	Forage	10 50
Oliver Crawford	Subsistence stores	200 00
John A. Clarke	Forage	30 00
Harry Crawford	Subsistence stores	25 60

STATEMENT—Continued.

NAME OF CLAIMANT.	ON WHAT ACCOUNT.	AMOUNT.
C. Crawford	Subsistence stores	$56 80
H. Crawford	Subsistence stores	45 96
C. Crawford	Subsistence stores	3 75
John Cole	Forage	19 00
Claborn Crawford	Subsistence stores	12 00
Theophilus Cundiff	Subsistence stores	5 85
Henry Carpenter	Forage	176 00
E. Chambers	Subsistence stores	57 24
James Lawless	Forage	24 00
R. J. Daniels	Subsistence stores	64 00
Marcus Ware	Subsistence stores	230 25
R. J. Harvey	Subsistence stores	26 50
John R. Ferguson	Forage	167 00
Walter Garnette	Forage	36 00
S. W. Givens	Forage	10 00
Robert R. Gentry	Forage	30 00
Wm. Higgins	Forage	210 60
Robert Gentry	Forage	1,158 39
Robert Gentry	Forage	788 00
Wm. F. Harrison	Subsistence stores	17 42
Charvin & Hays	Subsistence stores	81 40
Charles W. Boone	Forage	114 30
Margaret Owsley	Forage	100 00
Robert Ayers	Forage	84 00
Ambrose Holland	Subsistence stores	42 78
Mrs. Hale	Subsistence stores	20 00
Harry Hall	Forage	20 00
John H. Tucker	Forage	3,984 66
B. S. Myers	Forage	15 00
Thomas Montgomery	Forage	20 00
John R. Markham	Forage	10 00
John McCall	Forage	14 00
Jonathan Owsley	Forage	329 60
Joseph Funk	Forage	112 00
Curtis Jett	Subsistence stores	25 00
A. H. Kininmouth	Subsistence stores	110 00
Harvey Lucas	Subsistence stores	27 33
Harvey Lucas	Subsistence stores	22 50
James M. Bristow	Forage	779 22
Minor E. Pate	Forage	75 00
Charles Price	Forage	30 00
Minor E. Pate	Subsistence stores	70 00
John H. Tucker	Forage	1,554 33
John W. Finnie	Forage	63 00
L. F. Hurst	Subsistence stores	191 04
A. C. Sprague	Forage	200 00
J. B. Rolin	Subsistence stores	13 00
P. M. Strecklett	Subsistence stores	386 00
J. M. Thrailkill	Subsistence stores	41 43
John Tigert	Subsistence stores	12 00
Wm. Payne	Forage	46 00
Elijah Patrick	Subsistence stores	129 38
Francis Brown	Subsistence stores	25 00
T. R. Dixon	Forage	39 50
M. F. Barton	Forage	7 50
Jesse W. Sears	Forage	19 00
Batson McDonald	Forage	19 20
John Skeeturs	Forage	12 60

STATEMENT—Continued.

NAME OF CLAIMANT.	ON WHAT ACCOUNT.	AMOUNT.
Mrs. A. M. Harover	Subsistence stores	1 50
Robert B. Taylor	Subsistence stores	25 80
Samuel Beatty	Subsistence stores	12 00
McPortman & Co.	Subsistence stores	$360 00
Lucy Poe	Forage	25 00
Hardin Pottinger	Forage	29 50
A. B. Morgan	Subsistence stores	22 20
Wm. Elliott	Forage	136 84
John Tuggle	Forage	16 00
J. W. Hazlerigg	Forage	25 50
James Lawless	Forage	24 00
J. Quintus Coffey	Forage	24 00
James F. Stephenson	Forage	30 00
Rufus Armstrong	Subsistence stores	42 00
James J. Drye	Forage	750 00
George Powers	Forage	16 00
O. P. Duvall	Forage	26 75
G. W. Gwin	Forage	118 00
John L. Gibson	Forage	28 40
Samuel W. Jones	Forage	326 25
R. F. Bryson	Subsistence stores	80 00
M. D. Sloan	Forage	52 80
Samuel B. Kelly	Subsistence stores	12 00
James J. Drye	Forage	532 60
Isaac Skinner	Forage	23 20
Mrs. Mary Wilson	Subsistence stores	8 00
John Dawson	Forage	367 00
R. L. Moore	Forage	20 00
John D. Thomas	Subsistence stores	45 00
R. T. Coleman	Subsistence stores	7 00
J. H. Jouett	Forage	69 20
James J. Engle	Subsistence stores	20 80
James J. Drye	Forage	75 00
J. H. Gardner	Subsistence stores	24 06
Randal McGavock	Forage	81 80
Schleider & Reish	Subsistence stores	82 50
Robert W. Thurman & Co.	Forage	80 00
Total		$17,627 59

RECAPITULATION.

Forage amounting to	$14,143 13
Subsistence amounting to	3,484 46
Total	$17,627 59

Which was taken up, ordered to be printed, and referred to the Committee on Military Affairs.

The Senate, according to order, took up for consideration a bill to increase the resources of the Sinking Fund and to provide for the immediate payment of the debt of the State.

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Cochran, from the Committee on Military Affairs, to whom had been referred a bill to amend an act to provide for auditing and paying military claims,

Reported the same without amendment.

Ordered, That said bill be recommitted to the Committee on Military Affairs.

Mr. Botts, from the Committee on Finance, to whom had been referred a bill to repeal five cents tax in aid of the Sinking Fund, and to transfer five cents tax in aid of the Sinking Fund to the use of the Treasury Department,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to increase the resources of the Sinking Fund," passed —— day of ————, be, and the same is, repealed, as to the assessment and collection of five cents of the ten cents on the one hundred dollars' worth of property levied in aid of or to increase the resources of the Sinking Fund, the same being no longer needed to pay either interest or principal of the State debt. As to the other five cents, the Auditor is directed to pass the proceeds thereof to the Revenue Department until the deficit in the Treasury is balanced, the proceeds being no longer needed for the Sinking Fund.

Mr. Halbert moved to amend said bill as follows, viz:

1st section, line 3, strike out after the word "is" all down to, and inclusive of, the word "debt," in the sixth line, and insert "hereby so amended, that hereafter five cents on the one hundred dollars' worth of property levied in aid of or to increase the resources of the Sinking Fund, by said act, the same being no longer needed to pay either interest or principal of the State debt, be, and the same is hereby, transferred to the common school fund, and the Auditor is directed to pass the proceeds of said five cents tax to the credit of the common school fund, and the same shall be held for said purposes as other resources of said fund."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Wright, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	John W. F. Parker,
N. R. Black,	W. C. Halbert,	Elijah Patrick,
Tho. P. Cardwell,	Henry C. Lilly,	John A. Prall,
Milton J. Cook,	John J. Landram,	W. J. Worthington—14.
Wm. A. Dudley,	W. W. McKenzie,	

Those who voted in the negative, were—

Wm. S. Botts,	Evan M. Garriott,	B. W. Stone,
John B. Bruner,	T. W. Hammond,	Philip Swigert,
Jos. H. Chandler,	John L. Helm,	I. C. Winfrey,
F. L. Cleveland,	O. P. Johnson,	George Wright—13.
Thos. B. Cochran,		

Mr. Wright moved to commit said bill to the Committee on Education.

Pending the consideration of which motion, the hour arrived for taking up the orders of the day.

The Senate took up for consideration a bill to further regulate the fees of county judges and justices of the peace.

On motion of Mr. Cleveland, said bill was laid on the table.

The Senate also took up a bill to amend chapter 38, of article 15, of the Revised Statutes.

On motion of Mr. Cleveland, said bill was laid upon the table.

Also, a bill to amend an act, entitled "An act for the benefit of the several county courts of this State," approved January 22, 1866.

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration a bill for the benefit of Pendleton Harwood, of Oldham county.

Said bill was then read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor draw his warrant upon the Treasurer in favor of Pendleton Harwood, of Oldham county, for the sum of one hundred and ten dollars and costs, to be paid out of any money in the Treasury not otherwise appropriated. This appropriation is made to reimburse said Harwood for the sum of one hundred and ten dollars and costs, which he paid to S. R. Wilson in satisfaction of a judgment in the common pleas court of Jefferson county, for the value of a horse,

the property of said Wilson, which horse said Harwood had turned over to the State of Kentucky by military order.

§ 2. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the negative, a constitutional majority not having voted therefor.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	W. W. McKenzie,
William S. Botts,	W. C. Halbert,	Elijah Patrick,
Jos. H. Chandler,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Thos. B. Cochran,	John J. Landram,	George Wright—15.

Those who voted in the negative, were—

N. R. Black,	W. W. Gardner,	J. D. Landrum,
John B. Bruner,	Evan M. Garriott,	John W. F. Parker,
Tho. P. Cardwell,	O. P. Johnson,	I. C. Winfrey—11.
Milton J. Cook,	Henry C. Lilly,	

The Senate also took up a bill to amend chapter 20, article 3, of the Revised Statutes.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate also took up for consideration a resolution from the House of Representatives, entitled

Resolution directing the payment of the members and officers of this General Assembly in gold.

And the question being taken on concurring in the adoption of said resolution, it was decided in the negative.

The yeas and nays being taken thereon, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	Elijah Patrick,
William S. Botts,	W. A. Dudley,	B. W. Stone,
John B. Bruner,	John L. Helm,	Philip Swigert,
John G. Carlisle,	John J. Landram,	I. C. Winfrey,
Joseph H. Chandler,	John W. F. Parker,	W. J. Worthington—16.
F. L. Cleveland,		

Those who voted in the negative, were—

N. R. Black,	Evan M. Garriott,	Henry C. Lilly,
Thomas P. Cardwell,	W. C. Halbert,	W. W. McKenzie,

Thomas B. Cochran,	T. W. Hammond,	John A. Prall,
W. W. Gardner,	O. P. Johnson,	George Wright—12.

The Senate also took up for consideration a resolution heretofore offered by Mr. Cook, entitled

Resolution in relation to a final adjournment.

Said resolution reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when the Senate and House of Representatives adjourn on Thursday, the 14th of February, 1867, they adjourn *sine die*.

Mr. Prall moved to amend said resolution as follows, viz:

Strike out "14th," and insert "27th."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of the resolution, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Chandler, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	Wm. A. Dudley,	John J. Landram,
Thos. P. Cardwell,	W. W. Gardner,	I. C. Winfrey,
Joseph H. Chandler,	O. P. Johnson,	W. J. Worthington,
F. L. Cleveland,	Henry C. Lilly,	George Wright—13.
Milton J. Cook,		

Those who voted in the negative, were—

R. T. Baker,	T. W. Hammond,	Elijah Patrick,
Wm. S. Botts,	John L. Helm,	John A. Prall,
John B. Bruner,	W. W. McKenzie,	B. W. Stone,
Thos. B. Cochran,	John W. F. Parker,	Philip Swigert—13.
Evan M. Garriott,		

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. O. P. Johnson, from the Committee on Finance—

An act for the benefit of Daniel W. Murray, late sheriff of Clay county.

By same—

An act for the benefit of H. B. Innis, late sheriff of Franklin county.

By same—

An act for the benefit of O. C. Richardson, of Meade county.

By Mr. Lilly, from the same committee—

An act for the benefit of Francis Catron, of Knox county.

By same--

An act for the benefit of George L. Davis.

By same—

An act for the benefit of James P. McIntire, late sheriff of Muhlenburg county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act for the benefit of the Mt. Sterling and Levee turnpike road company.

By same—

An act, entitled "An act to amend the charter of the Henry, Oldham, and Jefferson turnpike road company."

By same—

An act to amend the charter of the Headquarters and Steele's Run turnpike road company.

By same—

An act to incorporate the Clark and Bourbon turnpike road company.

By same—

An act for the benefit of the Kentucky River turnpike road company.

By same—

An act to declare the Middle Fork of the Kentucky river a navigable stream.

By same—

An act to remove the toll-gate out of the town of Rough and Ready, in the county of Anderson.

By Mr. Chandler, from the same committee—

An act to incorporate the Lincoln and Boyle turnpike road company.

By Mr. Stone, from the same committee—

An act to incorporate the Winchester, Colbyville, and Lexington turnpike road company.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Chandler, from the Committee on Internal Improvement, to whom was referred a bill from the House of Representatives, entitled

An act to change the State road leading from Hopkinsville to Columbus,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

On motion of Mr. Wright, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the disagreement of the Senate to the passage of a bill originating in the House, entitled

An act to amend the charter of the North Kentucky Agricultural Society.

After a short time, said bill was handed in to the Clerk's table.

Mr. Wright then moved to reconsider the vote by which the Senate disagreed to the passage of said bill.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of Milton Barlow.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed.

The question was then taken on the passage of said bill, and it was decided in the negative, a constitutional majority not having voted therefor.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	J. D. Landrum,
N. R. Black,	W. W. Gardner,	John A. Prall,
Wm. S. Botts,	Evan M. Garriott,	B. W. Stone,
Joseph H. Chandler,	W. C. Halbert,	Philip Swigert,
F. L. Cleveland,	T. W. Hammond,	W. J. Worthington—17
Thos. B. Cochran,	Henry C. Lilly,	

Those who voted in the negative, were—

John B. Bruner,	O. P. Johnson,	Elijah Patrick,
Milton J. Cook,	W. W. McKenzie,	I. C. Winfrey,
John L. Helm,	John W. F. Parker,	George Wright—9.

On motion of Mr. Wright,

Ordered, That a motion to reconsider said vote be now entered.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Lilly, from the Committee on Finance—

A bill for the benefit of A. W. Nickell.

By same—

A bill for the benefit of Ben. Botts, sheriff of Fleming county.

By Mr. Swigert, from the Committee on Internal Improvement—

A bill to incorporate the Kiddville turnpike road company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Lilly, from the Committee on Finance, reported the following bill, viz:

A bill for the benefit of Greenup county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a constitutional provision, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	W. W. McKenzie,
N. R. Black,	W. W. Gardner,	Elijah Patrick,

William S. Botts,	W. C. Halbert,	John A. Prall,
John B. Bruner,	T. W. Hammond,	B. W. Stone,
John G. Carlisle,	John L. Helm,	Philip Swigert,
Thos. P. Cardwell,	O. P. Johnson,	I. C. Winfrey,
Jos. H. Chandler,	Henry C. Lilly,	Wm. J. Worthington,
F. L. Cleveland,	John J. Landram,	George Wright—26.
Thos. B. Cochran,	J. D. Landrum,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

The following petitions were presented, viz:

By Mr. Wright—

1. The petition of citizens of Logan county in relation to the election of members to the Fortieth Congress.

By Mr. Chandler—

2. The petition of citizens of Mannsville, asking the passage of a law in relation to the sale of liquor in said town.

Which petitions were received, the reading dispensed with, and referred—the 1st to the Committee on Privileges and Elections, and the 2d to the Committee on Propositions and Grievances.

Leave was given to bring in the following bills, viz:

On motion of Mr. Cleveland—

1. A bill to amend the charter of the town of Germantown, in Bracken county.

On motion of Mr. Chandler—

2. A bill to charter the Campbellsville Brass Band.

On motion of same—

3. A bill to legalize the sale of real estate made by administrators.

The Committee on Revised Statutes were directed to prepare and bring in the 1st, and the Committee on the Judiciary the 2d and 3d.

Mr. Wright moved the following resolution, viz:

Resolved, That the Committee on the Penitentiary be instructed to inquire into the propriety of establishing a branch of the Penitentiary at Bowling Green, and report by bill or otherwise.

Which was adopted.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act authorizing the Board of Managers of the Eastern and Western Lunatic Asylums to fix the salaries and rates of charges in said asylums.

An act appropriating money to the Western Lunatic Asylum.

And an enrolled bill, originating in the Senate, entitled

An act to amend an act to establish the Jefferson court of common pleas.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

And then the Senate adjourned.

SATURDAY, FEBRUARY 9, 1867.

The following note was handed to the Clerk, viz:

FRANKFORT, KY., February 8th, 1867.

To the Secretary of the Senate:

SIR: My business in Louisville on to-morrow requires my attendance there, and as it may be of such a nature as will forbid my return before Tuesday next, you will please request the Senate to elect a Speaker *pro tem.*

Respectfully yours,
RICHARD T. JACOB.

Whereupon, Hon. John L. Helm was elected Speaker *pro tem.* of the Senate.

A message was received from the House of Representatives, announcing that they had passed bills from the Senate of the following titles, viz:

An act to require the county courts to have one or more fire-proof vaults in their respective counties for the safe-keeping of the public records of their respective counties.

An act to change the time of holding the quarterly courts in Gallatin county.

An act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville turnpike road company, in Lewis county, and to establish a sinking fund for said county.

An act for the benefit of Greenup county.

An act to give county judges jurisdiction in riots, routs, and breaches of the peace.

An act to divide district No. 3, and to establish district No. 7, in Johnson county.

An act to amend the mechanics' lien law of McCracken county, and for the better protection of mechanics and material-men of McCracken county.

An act to lay an additional levy in Campbell county.

An act authorizing the Kenton county court to supply lost or mutilated maps and plats.

An act for the benefit of E. D. Porch and J. E. Cosson, clerks of the county and circuit courts of Pulaski county.

An act for the benefit of J. B. Ross, sheriff of Ballard county.

An act to prohibit county judges to bring suits to settle the estates of deceased persons.

An act to amend an act, entitled "An act to establish the office of public administrator and guardian," approved January 28, 1865.

An act for the benefit of Jacob Corbett, clerk of the Ballard county court.

An act for the benefit of Elijah R. Eskridge, late judge of the Breckinridge county court.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act to declare the Kentucky Statesman, printed at Lexington, an authorized newspaper in this Commonwealth.

2. An act to amend an act to establish a criminal court in the 9th judicial district, approved February 5th, 1866.

3. An act authorizing the Franklin county court to issue bonds.

4. An act to authorize a special equity term of the Shelby circuit court.

5. An act for the benefit of Meckelberry Bristow, of Crittenden county.

6. An act for the benefit of the Louisville Pilots' Benevolent and Relief Association.

7. An act to change the time and extend the terms of the Casey circuit court.

8. An act to extend the terms of the Garrard circuit court.

9. An act to amend an act, entitled "An act to amend the jury laws of this Commonwealth."

10. An act to authorize the county court of Scott county to increase the county levy, and lay an ad valorem tax for county purposes, and pay the debt of the county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 5th, and 9th to the Committee on Revised Statutes; the 2d, 4th, 7th, and 8th to the Committee on Circuit Courts; the 3d and 10th to the Committee on County Courts, and the 6th to the Committee on the Judiciary.

Bills from the House of Representatives of the following titles were reported by the several committees to whom they had been referred, viz:

By Mr. J. J. Landram, from the Committee on the Judiciary—

An act authorizing the trustees of Mt. Olivet Meeting-house, in Nicholas county, to sell said meeting-house.

By same, from the Committee on Military Affairs—

An act to amend an act, entitled "An act to provide for paying the arrearages of pay due deceased soldiers," approved February 15, 1866.

By Mr. Cleveland, from the Committee on Banks—

An act to incorporate the Deposit Bank of Catlettsburg.

By same—

An act to incorporate the Deposit Bank of Georgetown.

By same—

An act to amend the charter of the Traders' Bank, approved January 18, 1867.

By same—

An act to incorporate the Breckinridge Bank at Cloverport, in Breckinridge county.

By same—

An act to incorporate a savings and deposit bank in the town of Elizabethtown.

By same—

An act to incorporate the Deposit Bank of Eminence.

By Mr. J. J. Landram, from the Committee on the Judiciary—

An act to extend the limits of the town of Benton, in Marshall county.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. J. J. Landram, from the Committee on the Judiciary—

1. A bill to incorporate the Poplar Plains Male and Female Seminary, in the county of Fleming.

By Mr. Bruner, from the Committee on Revised Statutes—

2. A bill authorizing the investment of the funds of Marcus D. Richardson.

By Mr. Carlisle, from the same committee—

3. A bill for the benefit of William A. Lindsey, proprietor of the Broadway Hotel at Lexington.

By Mr. Cochran, from the same committee—

4. A bill to incorporate the Lagrange and Shelbyville turnpike road company.

By Mr. Helm, from the Committee on Privileges and Elections—

5. A bill to amend an act, entitled "An act to provide for the election of members to the Fortieth Congress."

By Mr. Carlisle, from the Committee on Codes of Practice—

6. A bill to amend sections 86 and 450 of the Civil Code of Practice.

By Mr. J. J. Landram, from the Committee on County Courts—

7. A bill for the benefit of Crittenden county.

By Mr. Helm, from a select committee—

8. A bill for the benefit of Isaac Rudley, late sheriff of Hardin county.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with—the 1st, 2d, 3d, 4th, 7th, and 8th were ordered to be engrossed and read a third time; the 5th was made the special order of the day for Tuesday next at 11 o'clock; and the 6th was ordered to be printed and placed in the orders of the day.

The constitutional provision as to the third reading of said first named bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bruner presented the petition of J. R. McBeath.

Which was received, the reading dispensed with, and referred to the Committee on Finance.

Mr. Cardwell read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the present session of the Legislature will adjourn on Wednesday, the 27th inst., *sine die*.

Leave was given to bring in the following bills, viz:

On motion of Mr. Carlisle—

1. A bill to repeal an act, approved January 15, 1867, entitled "An act to amend an act to amend the charter of the Lexington and Big Sandy railroad company.

On motion of same—

2. A bill for the benefit of Job Reamer, of Louisville.

On motion of Mr. O. P. Johnson—

3. A bill in regard to deputy clerks.

On motion of Mr. Chandler—

4. A bill for the benefit of J. Morehead, of Fayette county.

On motion of Mr. Prall—

5. A bill to incorporate the Paris, Richmond, and East Tennessee railroad company.

On motion of Mr. Winfrey—

6. A bill for the benefit of W. O. Murrell, of Adair county.

The Committee on the Judiciary were directed to prepare and bring in the 1st; the Committee on Finance the 2d; the Committee on County Courts the 3d and 6th; the Committee on Propositions and Grievances the 4th, and the Committee on Internal Improvement the 5th.

Mr. Stone, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Covington, Maysville, and Big Sandy railroad company,

Reported the same without amendment.

Ordered, That said bill be recommitted to the Committee on Internal Improvement.

The Senate resumed the consideration of the bill to repeal five cents tax in aid of the Sinking Fund, and to transfer five cents tax in aid

of the Sinking Fund to the use of the Treasury Department, as amended,

Together with the motion made by Mr. Wright on yesterday to refer said bill to the Committee on Education.

Mr. Dudley moved to reconsider the vote by which the Senate on yesterday adopted the amendment proposed by Mr. Lilly.

Ordered, That the further consideration of said motion be postponed, and that it be placed in the orders of the day.

Mr. J. J. Landram, from the Committee on the Judiciary, reported a bill to amend section 5 of the homestead law.

Mr. Dudley moved to amend the bill.

Ordered, That the further consideration of said bill and proposed amendment be postponed and placed in the orders of the day.

Mr. J. J. Landram, from the Committee on Military Affairs, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Robert C. Williams, private in Company E, 30th Kentucky Volunteer Infantry,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Cleveland, from the Committee on Banks, to whom had been referred a bill from the Senate, entitled

An act to incorporate the Green River Deposit Bank at Campbellsville,

Together with the amendment proposed by the House of Representatives,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken on concurring in said amendment, it was decided in the affirmative.

A message in writing was received from the Governor by Mr. Page, Assistant Secretary of State.

Also, a message announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Hillsboro and Mouth of Fox Creek turnpike road company.

An act to amend an act, entitled "An act to establish a criminal court in the 9th judicial district."

An act to amend the charter of the city of Newport.

An act to incorporate the Mechanics' Bank of Paducah.

An act to amend an act incorporating the Columbia and Burksville turnpike road company.

An act to incorporate the Hillsboro and Phelps' Mill turnpike road company.

An act for the benefit of the University of Paducah.

An act to amend the charter of the Planters' Insurance Company.

An act to change the name of the Bank of Commerce to Franklin Bank.

An act to regulate and designate the proper name of the Hope and Merchants' Insurance Companies.

An act for the benefit of Samuel A. Davis, late sheriff of Union county.

An act to amend an act to incorporate the Deposit Bank of Columbia.

An act for the benefit of James A. Hambleton, late sheriff of Breckinridge county.

An act for the benefit of the sheriff of Green county.

An act to amend the act to establish the Jefferson court of common pleas.

The Senate took up for consideration the reconsideration of the vote by which they disagreed to the passage of a bill from the House of Representatives, entitled

An act to supply the Clerk of the Court of Appeals with books.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be placed in the orders of the day.

On motion of Mr. Swigert,

Ordered, That the Public Printer be directed to print 1,000 extra copies of the report of the *ex-officio* Commissioners of the Kentucky Institution for the Education and Training of Feeble-minded Children for the use of the Senate, and that they be enveloped and stamped.

Mr. Cochran, from the Committee on Military Affairs, to whom had been referred a bill to amend an act, entitled "An act to provide for auditing and paying military claims,"

Reported the same, with an amendment as a substitute for said bill.

Ordered, That said bill and proposed amendment be printed and placed in the orders of the day.

Mr. Bruner, from the Committee on Revised Statutes, reported a bill to amend the charter of the Erie Transportation Company.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed.

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the report and resolution in relation to the removal of the Seat of Government.

Ordered, That the further consideration of said resolution be postponed, and made the special order of the day for Wednesday next, at 11 o'clock, A. M.

Also, a bill to build a new residence for the Governor on the State's lot in the city of Frankfort.

Ordered, That said bill be made the special order of the day for Wednesday next, at 11½ o'clock, A. M.

The Senate took up for consideration a bill to increase the jurisdiction of quarterly courts and courts of justices of the peace.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the jurisdiction of quarterly courts in civil actions at law and in equity be, and the same is, increased so as to include all actions where the amount in controversy, exclusive of interest, shall not exceed the sum of two hundred dollars: *Provided*, That this shall not embrace any action where the title or boundary of land shall be brought in question; nor to any action to settle the estate of an insolvent debtor; nor to any action to establish or annul any last will and testament.

§ 2. That the jurisdiction of justices of the peace in like actions is increased so as to embrace all actions where the amount in controversy, exclusive of interest, shall not exceed one hundred dollars.

§ 3. That the provisions of the Civil Code of Practice shall regulate and govern all proceedings in the quarterly courts and courts of justices of the peace in this Commonwealth, in all actions where the amount in controversy, exclusive of interest, shall not exceed fifty dollars; and the remedy in all actions where the amount in controversy, exclusive of interest, shall be fifty dollars and under, shall be by warrant.

§ 4. That all warrants in civil actions issued by any county judge may be made returnable before such county judge for trial, any law to the contrary notwithstanding.

§ 5. That in all civil actions, where the amount in controversy, exclusive of interest, shall exceed the sum of fifty dollars, it shall be the duty of the county judge or justice of the peace before whom such

actions may be filed, to collect a tax of fifty cents on each action, and report and pay the same over to the trustee of the jury fund for their respective counties under the existing laws.

§ 6. That all executions filed by the county judges or justices of the peace, under the provisions of this act, where the same, exclusive of interest, shall exceed fifty dollars, may, at the request of the plaintiff, be directed to the sheriff, coroner, jailer, or any constable; and when no such directions are given, it shall be the duty of such officers to issue all such executions to the sheriff or coroner of their respective counties, and all other executions shall be directed to constables.

§ 7. That the counties of Jefferson, Kenton, and Barren shall be exempt from the provisions of this act.

§ 8. All laws within the purview of this act are hereby repealed, and this act shall take effect and be in force thirty days after its passage.

Mr. Dudley moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. Lilly then moved to reconsider the vote by which said bill had been laid upon the table.

Mr. Wm. Johnson moved to lay the motion made by Mr. Lilly on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wm. Johnson and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	T. W. Hammond,	John J. Landram,
N. R. Black,	John L. Helm,	J. D. Landrum,
John B. Bruner,	O. P. Johnson,	Elijah Patrick,
Joseph H. Chandler,	Wm. Johnson,	Philip Swigert,
F. L. Cleveland,	Henry C. Lilly,	W. J. Worthington—16.
Wm. A. Dudley,		

Those who voted in the negative, were—

Jno. G. Carlisle,	W. W. McKenzie,	B. W. Stone,
Milton J. Cook,	John W. F. Parker,	I. C. Winfrey—8.
W. W. Gardner,	John A. Prall,	

The Senate took up for consideration a bill to appoint commissioners to run and mark the lines between the counties of Bracken and Harrison and Bracken and Pendleton counties.

Mr. Baker then moved to amend said bill by striking out all that portion of the bill which related to the running and marking of the line between the counties of Bracken and Pendleton.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	T. W. Hammond,	W. W. McKenzie,
N. R. Black,	O. P. Johnson,	Elijah Patrick,
John B. Bruner,	Wm. Johnson,	John A. Prall,
Tho. P. Cardwell,	Henry C. Lilly,	W. J. Worthington—14.
W. W. Gardner,	J. D. Landrum,	

Those who voted in the negative, were—

Wm. S. Botts,	Thos. B. Cochran,	John L. Helm,
John G. Carlisle,	Wm. A. Dudley,	I. C. Winfrey—7.
F. L. Cleveland,		

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the amendments proposed by the House of Representatives to bills from the Senate of the following titles, viz:

An act to incorporate the Trade Bank.

An act for the benefit of Elijah R. Eskridge, late judge of the Breckinridge county court.

Ordered, That the 1st be referred to the Committee on Banks, and the 2d to the Committee on Revised Statutes.

And then the Senate adjourned.

MONDAY, FEBRUARY 11, 1867.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Louisville Transfer Company.

An act to amend the charter of the Erie Transportation Company.

That they had concurred in the amendments proposed by the Senate to bills, originating in the House of Representatives, of the following titles, viz:

An act for the benefit of Thomas J. Woolfe, of Union county.

An act to incorporate the Winchester, Colbyville, and Lexington turnpike road company.

That they had passed a bill, entitled

An act regulating the June terms of the Caldwell and Lyon circuit courts.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Said bill was referred to the Committee on Circuit courts.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of Emerson Leslie, jailer of Monroe county.

An act for the benefit of the citizens of Carter county.

An act to amend an act, entitled "An act authorizing the election of a police judge and marshal for the town of Carlisle, Nicholas county."

An act for the benefit of the public schools of Louisville.

An act to authorize the formation of corporations for mining and manufacturing purposes.

An act authorizing the Board of Managers of the Eastern and Western Lunatic Asylums to fix the salaries and rates of charges in said asylums.

An act appropriating money to the Western Lunatic Asylum.

The following petitions were presented, viz:

By Mr. Cleveland—

1. The petition of A. C. Armstrong, of Bracken county, concerning common schools in districts Nos. 3, 13, and 23, in said county.

By Mr. Bigger—

2. The petition of Wm. A. Bell and others, concerning common school districts in Paducah.

Which were received, the reading dispensed with, and referred to the Committee on Education.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. O. P. Johnson, from the Committee on Finance—

An act for the benefit of Leslie Combs.

By Mr. Lilly, from the same committee--

An act for the benefit of James Sasser, of Laurel county.

By same—

An act for the benefit of James Bibb, of Laurel county.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Southern Fire and Marine Insurance Company of Louisville.

By Mr. J. J. Landram, from the same committee—

An act for the benefit of the Louisville Pilots' Benevolent and Relief Association.

By Mr. Bigger, from the same committee—

An act to grant the title of the Commonwealth acquired by escheat, in real estate, &c., owned in fee by Samuel Brinley at his death, to his children.

By Mr. Helm, from the Committee on Privileges and Elections--

An act for the benefit of the citizens of precinct No. 1, in Mercer county.

By same—

An act to change the place of voting from Millerstown to the house of Joseph Morrison, in Grayson county.

By same—

An act to change the place of voting in district No. 6, in Carter county.

By same--

An act to reduce into one the two voting precincts in the Buffalo district, in Carter county.

By same—

An act to establish an additional justices' district in Cumberland county.

By same—

An act to change the place of voting in election precinct No. 4, in Greenup county.

By same--

An act to change the place of voting in district No. 8, in Daviess county.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Louisville Courier Printing Company.

By same—

An act to incorporate the Western and Southern Engineers' Benevolent Association of Louisville.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. O. P. Johnson, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of James Boyle, sr., of Union county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Murphysville Manufacturing Company,

Reported the same with an amendment.

Which was concurred in.

On motion, said bill was laid upon the table.

Mr. Helm, from the Committee on Privileges and Elections, to whom had been referred a bill from the House of Representatives, entitled

An act creating a new voting precinct in the county of Estill,

Reported the same without amendment.

Ordered, That the same be placed in the orders of the day.

The following bills were reported by the several committees directed to prepare and bring in the same, viz:

By Mr. Swigert, from the Committee on Finance—

1. A bill for the benefit of the Kentucky State Agricultural Society.

By Mr. Lilly, from the same committee—

2. A bill for the benefit of James W. Hogg, sheriff of Letcher county.

By Mr. Harrison, from the Committee on the Judiciary—

3. A bill to establish the boundaries and taxable limits and to amend the charter of the city of Louisville.

By same—

4. A bill to amend the charter of the Kentucky Company.

By same—

5. A bill to charter the Henry Clay Gold and Silver Mining Company.

By same—

6. A bill for the benefit of Moses Blakeman.

By Mr. Carlisle, from the same committee—

7. A bill to repeal an act, entitled "An act to amend the charter of the Lexington and Big Sandy railroad company."

By Mr. Bigger, from the same committee—

8. A bill to incorporate the Paducah Mount Hope Cemetery Company.

By same—

9. A bill to charter the Campbellsville Brass Band.

By same—

10. A bill for the benefit of John Coathes, of Ballard county.

By same—

11. A bill to amend the charter of the Commonwealth Insurance Company of Kentucky.

Which bills were severally read the first time, and ordered to be read a second time,

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was ordered to be printed and placed in the orders of the day; the 2d, 3d, 4th, 5th, 7th, 8th, 9th, and 11th were ordered to be engrossed and read a third time, and the 6th and 10th were laid upon the table.

The constitutional provision as to the third reading of the 2d, 3d, 4th, 5th, 7th, 8th, 9th, and 11th being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Lilly, from the Committee on Finance, asked to be discharged from the further consideration of a leave to them referred to bring in a bill for the benefit of Samuel T. Miles, of Campbell county.

And the question being taken on discharging the committee, it was decided in the negative.

In pursuance of order, the committee then reported a bill, which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor be, and is hereby, authorized to draw his warrant upon the Treasurer in favor of Samuel T. Miles, for the sum of one hundred and nine dollars and seventy-six cents, for conveying Fanny, a woman of color, from Newport, Kentucky, to the Western Lunatic Asylum.

§ 2. This act to take effect from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative, a constitutional majority not having voted therefor.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	J. D. Landrum,
J. M. Bigger,	Wm. A. Dudley,	W. W. McKenzie,
N. R. Black,	Wm. H. Grainger,	Elijah Patrick,
John B. Bruner,	T. W. Hammond,	Philip Swigert,
John G. Carlisle,	James Harrison,	Harrison Thompson,
Tho. P. Cardwell,	Wm. Johnson,	I. C. Winfrey—18.

Those who voted in the negative, were—

William S. Botts,	W. W. Gardner,	John J. Landram,
F. L. Cleveland,	O. P. Johnson,	George Wright—6.

So the said bill was rejected.

On motion of Mr. Gardner, a motion to reconsider the rejection of said bill was entered.

The Senate, according to order, took up for consideration a bill to amend an act, entitled "An act to establish a claim agency in the City of Washington."

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an act, entitled "An act to amend an act to establish a Claim Agency in the City of Washington," be continued in force for one year from and after the 27th day of February, 1867.

§ 2. The Agent may employ one additional clerk, at a salary of one hundred dollars per month, payable monthly, as other clerks.

§ 3. That the unsettled portion of the "war claim" against the Government be, and the same is hereby, transferred to the Commissioners of the Sinking Fund, whose duty it shall be to audit and settle the same as speedily as possible; full authority is hereby granted to said commissioners to use all proper means to effect said settlement. Said claim, when realized, shall be first applied to the payment of such debts as the State may owe for military purposes; after all such debts are paid, the residue shall be applied to the liquidation of the general indebtedness of the State: *Provided, however*, That nothing herein shall be construed to relieve the Agent of the State from his duties now imposed by law.

§ 4. This act to take effect from its passage.

Mr. Dudley moved to strike out the third section.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the negative, a constitutional majority not voting therefor.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	William H. Grainger,	W. W. McKenzie,
Wm. S. Botts,	T. W. Hammond,	Elijah Patrick,
John B. Bruner,	John L. Helm,	B. W. Stone,
John G. Carlisle,	O. P. Johnson,	Philip Swigert,
F. L. Cleveland,	John J. Landram,	Harrison Thompson,
Wm. A. Dudley,	J. D. Landrum,	I. C. Winfrey—19.
W. W. Gardner,		

Those who voted in the negative, were—

N. R. Black,	Milton J. Cook,	Henry C. Lilly,
Thos. P. Cardwell,	James Harrison,	George Wright—7.
Joseph H. Chandler,		

On motion of Mr. Lilly, a motion to reconsider the rejection of said bill was entered.

Mr. Harrison, from the Committee on the Judiciary, asked to be discharged from the consideration of the petition of citizens of Covington, concerning the passage of an act to prevent the change of text-books in schools oftener than once in two years.

Which was granted.

Ordered, That said petition be referred to the Committee on Education.

Mr. Harrison, from the Committee on the Judiciary, reported a bill to charter the Kentucky Industrial and Immigration Association.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Mr. Bruner moved to amend the second section of the bill by adding thereto the following proviso, viz:

Provided, That the Legislature hereby reserves the right to alter, amend, or repeal this charter at pleasure.

The question being taken on the adoption of said amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruner and J. D. Landrum, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	F. L. Cleveland,	W. W. McKenzie,
John G. Carlisle,	W. W. Gardner,	John W. F. Parker,
Thos. P. Cardwell,	T. W. Hammond,	I. C. Winfrey—10.
Jos. H. Chandler,		

Those who voted in the negative, were—

R. T. Baker,	James Harrison,	J. D. Landrum,
J. M. Bigger,	John L. Helm,	Elijah Patrick,
N. R. Black,	O. P. Johnson,	B. W. Stone,
William S. Botts,	Wm. Johnson,	Philip Swigert,
Milton J. Cook,	Henry C. Lilly,	Harrison Thompson,
Wm. A. Dudley,	John J. Landram,	George Wright—19.
W. H. Grainger,		

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Parker moved to reconsider the vote by which the Senate on the 8th inst. laid on the table a resolution from the House of Representatives, entitled

Resolution directing the payment of the members and officers of this General Assembly in gold.

Which motion was only entered.

Leave was given to bring in the following bills, viz:

On motion of Mr. Wm. Johnson—

1. A bill to amend the Revised Statutes upon the subject of idiots and lunatics.

On motion of Mr. J. D. Landrum—

2. A bill to incorporate the Kentucky Female University.

On motion of Mr. Grainger—

3. A bill to incorporate the Louisville Burial Association.

The Committee on the Judiciary were directed to prepare and bring in the 1st and 3d, and the Committee on Education the 2d.

Mr. Cleveland moved the following resolution, viz:

Resolved, That the Senate will meet this evening, at 7 o'clock, for the purpose of considering the apportionment bill and the bill fixing the time for the election of members to the Fortieth Congress.

On motion, said resolution was laid on the table.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to establish the county of Robertson.

An act to amend the charter of the North Kentucky Agricultural Society.

An act to amend and reduce into one the several acts concerning the city of Henderson.

An act to incorporate the Lynnland Female Institute, in Hardin county.

An act to incorporate the Carlisle and Park's Ferry turnpike road company.

An act to incorporate the Crab Orchard Cemetery Company.

An act to incorporate the town of Curdsville, in Daviess county.

An act to amend the charter of the Bowling Green Manufacturing Company.

An act to incorporate Miss White's Institute for Young Ladies.

An act to legalize the laying off the town of Catlettsburg and the additions thereto.

An act to amend the charter of the Carlisle Cemetery Company.

An act for the benefit of school district No. 26, in Harrison county.

An act for the benefit of common school district No. 30, in Henry county.

An act to repeal an act, entitled "An act for the protection of sheep in Greenup county."

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to require the county courts to have one or more fire-proof

vaults in their respective counties for the safe-keeping of the public records of their respective counties.

An act to change the time of holding the quarterly courts in Gallatin county.

An act to give county judges jurisdiction in riots, routs, and breaches of the peace.

An act to divide district No. 3, and to establish district No. 7, in Johnson county.

An act to lay an additional levy in Campbell county.

An act authorizing the Kenton county court to supply lost or mutilated maps and plats.

An act for the benefit of E. D. Porch and J. E. Cosson, clerks of the county and circuit courts of Pulaski county.

An act to incorporate the Louisville Transfer Company.

An act for the benefit of J. B. Ross, sheriff of Ballard county.

An act to prohibit county judges to bring suits to settle the estates of deceased persons.

An act to amend an act, entitled "An act to establish the office of public administrator and guardian," approved January 28, 1865.

An act to amend the charter of the Erie Transportation Company.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

At ten minutes past one o'clock Mr. Dudley moved an adjournment.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Gardner, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. A. Dudley,	Wm. Johnson,
N. R. Black,	William H. Grainger,	Henry C. Lilly,
John B. Bruner,	T. W. Hammond,	B. W. Stone,
John G. Carlisle,	John L. Helm,	Philip Swigert,
Tho. P. Cardwell,	O. P. Johnson,	I. C. Winfrey—15.

Those who voted in the negative, were—

J. M. Bigger,	W. W. Gardner,	W. W. McKenzie,
Wm. S. Botts,	James Harrison,	Elijah Patrick,

Jos. H. Chandler. John J. Landram, H. Thompson,
F. L. Cleveland, J. D. Landrum, George Wright—13.
Milton J. Cook,

And then the Senate adjourned.

TUESDAY, FEBRUARY 12, 1867.

A message was received from the House of Representatives, announcing their disagreement to the passage of bills, which originated in the Senate, of the following titles, viz:

An act to amend the law of landlord and tenant, approved 13th February, 1858, chapter 56, Revised Statutes.

An act to amend section 13, of chapter 48, of the Revised Statutes, entitled "Idiots and Lunatics."

That they had passed bills from the Senate of the following titles, viz:

An act for the benefit of John L. Sallee, county clerk of Wayne.

An act to repeal portions of an act, entitled "An act to allow the county court of Lewis to apply the proceeds of vacant lands to the improvement of the navigation of the Kinniconick river."

An act to amend the 48th chapter of the Revised Statutes, title "Idiots and Lunatics."

An act to establish a new election district in the county of Union.

An act to extend the provisions of the mechanics' lien law to Fayette county.

That they had concurred in the amendment proposed by the Senate to an amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend the 10th article of the charter of the city of Louisville.

That they had disagreed to the amendments proposed by the Senate to bills from the House of Representatives of the following titles, viz:

An act to increase the salary of the Governor of this Commonwealth.

An act for the benefit of W. W. Cox, late sheriff of Morgan county.

An act for the benefit of Wm. Ryan, late sheriff of Calloway county.

That they had concurred in the amendments proposed by the Senate to bills from the House of Representatives of the following titles, viz:

An act for the benefit of Young E. Hurt, late sheriff of Adair county.

An act for the benefit of H. O. Maraman and his associates, of Bullitt county.

An act for the benefit of J. L. Robertson, late sheriff of Hopkins county.

An act to incorporate the Seventh-street Market-house in the city of Louisville.

An act to incorporate the town of Whitesville, in Daviess county.

An act to incorporate the town of Slaughtersville, in Webster county.

An act to incorporate the Lawrence County Mining, Manufacturing, and Transportation Company.

An act to discontinue a certain street in the town of Catlettsburg, in Boyd county.

An act to incorporate the Philharmonic Society of Louisville.

An act to incorporate the St. Anthony's German Roman Catholic Relief Society of Louisville.

An act to incorporate the German St. Franziskur Xaverias Benevolent Society of Louisville.

An act to incorporate the Soldiers' and Sailors' National Union of Louisville.

An act to incorporate the Kentucky Poultry Company.

An act to amend an act, entitled "An act for the benefit of the town of Barboursville, and for other purposes."

An act to incorporate the Ohio River Telegraph Company.

An act to incorporate the Eminence and Bethlehem turnpike road company.

An act for the benefit of B. Mills, late sheriff of Wayne county.

An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Lexington.

An act to incorporate the Russellville Stone-quarry Company.

An act for the benefit of H. F. Bowen, late sheriff of Kenton county.

An act for the benefit of the Carlisle and Sharpsburg turnpike road company.

An act to amend the charter of the Hopkins Mastodon Coal, Iron, Mining, and Manufacturing Company, approved January 11th, 1856.

An act to authorize common carriers to sell property to pay charges in certain cases.

An act to extend the limits of the town of Benton, in Marshall county.

An act for the benefit of Mason Morris, sheriff of Edmonson county.

With an amendment to the amendment proposed by the Senate.

Which was taken up and referred to the Committee on Finance.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to divide district No. 3, and establish district No. 7, in Johnson county.

An act to authorize the Kenton county court to supply lost or mutilated maps and plats.

An act to lay an additional levy in Campbell county.

An act to require the county courts to have one or more fire-proof vaults in their respective counties erected for the safe-keeping of the public records of their respective counties.

An act to prohibit county judges to bring suits to settle the estates of deceased persons.

An act for the benefit of J. B. Ross, sheriff of Ballard county.

An act to change the time of holding the quarterly courts in Gallatin county.

An act for the benefit of E. D. Porch and J. E. Cosson, clerks of the county and circuit courts of Pulaski county.

An act to amend an act, entitled "An act to establish the office of public administrator and guardian," approved January 28, 1865.

An act to amend the charter of the Erie Transportation Company.

An act to incorporate the Louisville Transfer Company.

On motion, leave of absence was granted to Mr. Gardner until Monday next.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act for the benefit of negroes and mulattoes in this Commonwealth.

2. An act for the benefit of mechanics in Jessamine and Lincoln counties.

3. An act to empower the county court of Harrison county to subscribe stock to turnpike road companies.

4. An act to furnish certain books to the Lawrence circuit and quarterly court clerks' offices.

5. An act to provide for raising funds to complete the court-house in Daviess county.

6. An act to empower the county court of Harrison county to borrow the H. C. Moore school fund.

7. An act for the benefit of W. S. Hodges, of Green county.

8. An act for the benefit of Thos. M. Jones, judge of the Calloway county court.

9. An act for the benefit of W. H. Edwards, administrator.

10. An act to legalize the acts of the Nicholas county court.

11. An act for the benefit of Joel Owens, of Adair county.

12. An act authorizing the trustees of the Simpson County Seminary to dispose of the same.

13. An act to fix the time of holding the Greenup county court of levies and claims.

14. An act for the benefit of the Jessamine county court.

15. An act to amend an act, entitled "An act to incorporate the town of Sacramento, in McLean county," approved March 1st, 1860.

16. An act to provide for the election of a town marshal of Morganfield, in the county of Union.

17. An act in relation to the town of Smithland, in Livingston county.

18. An act creating an additional justices' and voting precinct in Perry county.

19. An act for the benefit of Warren county.

20. An act for the benefit of Joel W. Ferguson, sheriff of Calloway county.

21. An act for the benefit of the counties of Pike and Floyd.

22. An act for the benefit of Wm. Vaun, presiding judge of the Clinton county court.

23. An act to change the time of holding the quarterly courts in Letcher county.

24. An act to authorize the Henderson county court to raise money by an ad valorem tax and issuing bonds.

25. An act to establish an additional voting precinct and justices' district in Mason county.

26. An act to change the voting place in East Fork precinct, in Lewis county.

27. An act for the benefit of Mary J. Gates, of Crittenden county.

28. An act to incorporate the Hope Fire Company of Frankfort.

29. An act to incorporate the Daysville Academy.

30. An act to amend the charter of the Petersburg and Burlington turnpike road company.

31. An act declaring the Russellville Herald a public authorized newspaper.

32. An act to amend the charter of the town of Gordonsville, Logan county.

33. An act supplying certain public books to the Letcher and Hancock circuit and county courts.

34. An act for the benefit of Indiana Anderson.

35. An act to authorize the county court of Trigg county to raise money to build a new jail, and for other purposes.

36. An act to incorporate Cadiz Lodge, No. 159, Independent Order of Odd Fellows.

37. An act to authorize the town authorities of the town of Canton, in Trigg county, to build a prison-house for the confinement of persons who violate the laws of said town.

38. An act to incorporate the Bank of Cadiz.

39. An act for the benefit of John J. Dyer, late sheriff of Trigg county.

40. An act for the benefit of the county judge of Henry county.

41. An act legalizing the acts of the police judge of Harrodsburg.

42. An act to authorize the presiding judge of the Kenton county court to sell the poor-house in said county.

43. An act relating to the fees of surveyors.

44. An act concerning the Lulbegrud road in Montgomery county.

45. An act for the benefit of the heirs of Robert E. Grundy, deceased.

46. An act for the benefit of the Hardin county court.

47. An act to amend the charter of the city of Newport.

48. An act to amend the charter of the Shelby railroad company, and to authorize certain districts in Shelby county to subscribe stock in the same.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 15th, 16th, 17th, 22d, 27th, 28th, 34th, 36th, 37th, and 45th to the Committee on the Judiciary; the 3d, 5th, 6th, 8th, 10th, 11th, 13th, 14th, 19th, 23d, 24th, 35th, 40th, 42d, and 46th to the Committee on County Courts; the 4th and 33d to the Committee on Circuit Courts; the 7th, 9th, 20th, 21st, 39th, and 43d to the Committee on Finance; the 12th and 29th to the Committee on Education; the 18th, 25th, and 26th to the Committee on Privileges and Elections; the 30th, 44th, and 48th to the Committee on Internal Improvement; the 31st, 32d, 41st, and 47th to the Committee on Revised Statutes, and the 38th to the Committee on Banks.

The following petitions were presented, viz:

By Mr. Grainger—

1. The petition of Peters, Webb & Co., in relation to the Paris Universal Exposition.

Which petition reads as follows, viz:

Gentlemen of the Senate:

In laying before you the annexed correspondence and accompanying remarks the undersigned persuade themselves that they are actuated by no selfish or unworthy motive, but solely by a sense of what is due to candor and fair dealing.

Early in February, 1866, we applied to J. C. Derby, Esq., New York (United States Agency for the Paris Universal Exposition of 1867), for space in which to exhibit one of our piano-fortes. We were promptly answered that our application had been duly received and filed, and that we would be notified in time as to the disposition which would be made of it by the proper committee. We were requested, in the meantime, to forward to the agency such a description of the instrument as would indicate its peculiarities of construction, as also those of its special merits, upon which we had based our desire to exhibit it in competition with the numerous piano-fortes, from all parts of the world, which would most likely find places in the great French Exposition of 1867. We answered as follows:

To J. C. Derby, Esq., Agent Paris Universal Exposition of 1867:

DEAR SIR: We claim for the piano-forte which we desire to exhibit, that the scale upon which it is built has been drawn on principles strictly mathematical and acoustic, the advantages of which are apparent.

First—In its entire evenness of tone throughout the scale.

Second—In its power and sonorosity, both of which characteristics in this instrument fully accord with the most precise idea of musical effect.

Third—In its freedom from false vibrations, and, consequently, in the fact that it presents to the professional tuner fewer difficulties in tuning the instrument.

Fourth—In its steadfastness, or in the quality of "standing in tune." This quality is claimed for our pianos, because of the peculiar adaptability for the desired purpose of the wood used in constructing the "wrest-pin blocks," as well as from the fact that the holes through the iron frame, intended for the reception of the "tuning pins," are all bushed with hard wood, whereby greater surface of resisting force is applied to the pin, preventing the same from giving so easily, and preventing, also, any spring of the pin in the act of tuning.

Fifth—We also claim that in the scale of our piano-fortes we have succeeded, beyond any other makers with whose instruments we are familiar, in securing more power and a better quality of tone in the sixth octave, wherein these characteristics are usually weak and defective.

Respectfully,

PETERS, WEBB & CO.

When we addressed this letter to Mr. Derby, we were not prepared to speak of a most important improvement we had made in the construction of the piano-forte sounding-board, for which we have only lately secured letters patent from the proper office at Washington, and upon account of which we were particularly anxious to exhibit a specimen of our instruments in the Paris Exposition, side by side with those of the most noted manufacturers of the world.

We heard nothing more from Mr. Derby until September, when we received from him the following letter:

U. S. Agency Paris U. Ex. of 1867,
New York, September 19, 1866.

Sirs: You have been allotted space in the American section of the Paris Universal Exposition of 1867, to exhibit one piano-forte.

J. C. DERBY,
U. S. Agent Paris U. Ex.

To Messrs. Peters, Webb & Co., Louisville, Kentucky.

Late in November, when we were on the point of expressing the piano to New York, in order to insure its receipt in that city by the first of December, the limited date for the reception of articles destined for exhibition, we were not a little surprised at receiving the notification which follows:

New York, November 20, 1866.

To Messrs. Peters, Webb & Co.:

Gentlemen: I regret to inform you that the space which had been allotted to you by my committee for the exhibition of a piano at the Paris Exposition has been taken away again by the U. S. Commissioner General at Paris. On a final revision of our allotments by the quantity of space at his disposal, he advises us that there will be no possibility of exhibiting your instrument, and that we must so advise you.

Yours, respectfully,

J. C. DERBY,
U. S. Agent P. U. Ex.

In its issue of April 10th, 1866 (two months after the date of our application), the New York Tribune contains a complete list of all the

articles offered for exhibition up to that time, from the different States of the Union, viz:

Arkansas, 1; California, 7; Colorado, 1; Connecticut, 26; Florida, 1; Idaho, 1; Illinois, 22; Indiana, 12: Iowa, 7; Kentucky, 3; Kansas, 1; Louisiana, 4; Maine, 5; Maryland, 14; Massachusetts, 88, including two grand and two square pianos from one exhibitor; Michigan, 16; Missouri, 13, including one piano; Montana, 1; New Hampshire, 4; New Mexico, 1; New Jersey, 22; Nevada, 1; New York, 431, including eighteen pianos from nine exhibitors; Ohio, 24; Oregon, 2; Pennsylvania, 61; Rhode Island, 15; Tennessee, 4; Texas, 1; Vermont, 13; Wisconsin, 6; Washington Territory, 1; West Virginia, 7.

We extract from the Tribune its list of articles from Kentucky:

Kentucky—One piano-forte, which is claimed to excel in evenness of tone throughout, in power, in freedom from false vibrations, and in steadfastness of tone; one planetarian; one clock escapement.

Respectfully, yours,

PETERS, WEBB & CO.

WHEREAS, It having come to the knowledge of this body that Messrs. Peters, Webb & Co., of Louisville, Kentucky, manufacturers of piano-fortes, did, early in the month of February, 1866, apply to Mr. J. C. Derby, of New York, one of the United States Commissioners of the Paris Universal Exposition of 1867, for space wherein to exhibit one of their instruments in said Exposition; and whereas, it appears by his letter of September 19th, 1866, that the said Commissioner Derby did instruct the said Peters, Webb & Co. of the fact that they had "been allotted space in the American section of the Paris Universal Exposition of 1867, to exhibit one piano;" and whereas, the said Commissioner Derby, by his letter to the above-named manufacturers, dated November 20th, 1866, did, for the specified reason of *want of space*, annul and make void his aforesaid stipulation granting the required space; and whereas, it likewise appears, from a list printed in the columns of the New York Tribune, of April 10th, 1866, purporting to be a full and complete list of all articles offered for exhibition in said Exposition from the United States up to that date, that, while the exhibitors from the State of New York numbered *four hundred and thirty-one*, including *nine* exhibitors of piano-fortes entering *eighteen* instruments, and those from the State of Massachusetts numbered *eighty-eight*, including *one* exhibitor of piano-fortes entering *four* instruments, the whole number of exhibitors from the State of Kentucky numbered only *three*, including *one* exhibitor of piano-fortes entering *one* instrument; and whereas, the aforesaid Commissioner and his Associate—appointed to their office for the conservation of the interests of the entire population of all the States, as well of the citizens of Kentucky as of New York or Massachusetts—have not thought proper to indicate in any way, either to the

local Commissioner of our State or to the parties more directly interested, in what manner he had arrived at a just discrimination in the premises as to whose claims should be allowed and whose set aside; and whereas, on account of the above rehearsed facts, grave doubts have naturally arisen in the minds of our citizens as to the entire fairness of the said Commissioner's action in the premises; therefore, be it

Resolved by the Senate of the State of Kentucky, That His Excellency Gov. Bramlette be, and he is hereby, requested to communicate with the said Commissioners, or one of them, inclosing a copy of this preamble and resolution, with a view to obtain a full explanation of their action, in order that the said Commissioners may be released from the suspicion of having acted partially and unjustly towards our State and her citizens; or, failing this, that this body, and the individuals discriminated against, may be enabled to take such further action, corrective of the injustice to which they have been subjected, as may seem to them appropriate.

By Mr. Carlisle--

2. The petition of citizens of Kenton county in relation to the removal of the county seat.

Which petitions were received, the reading dispensed with, and the 1st ordered to be printed, and both referred to the Committee on Propositions and Grievances.

Mr. Stone read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, authorized and directed to draw his warrant on the Treasurer in favor of S. P. Love, for the sum of seventy-six dollars and forty-five cents, being the amount expended by said Love as costs in contesting the election of O. P. Johnson as a Senator from the Eighth Senatorial District; said money to be paid out of any money in the Treasury not otherwise appropriated.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Cook, from the Committee on Propositions and Grievances—

A bill for the benefit of Rockcastle county in relation to roads and passways.

By Mr. Bruner, from the Committee on Revised Statutes—

A bill to incorporate Bewleyville Lodge, No. 228, Free and Accepted Masons.

By same—

A bill to amend the charter of the town of Germantown.

By same—

A bill for the benefit of Mary M. Traxell.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of O. C. Richardson, of Mercer county.

An act for the benefit of the late sheriff of Henry county and his sureties.

An act for the benefit of Thomas J. Woolfe, of Union county.

An act for the benefit of the Mt. Sterling and Levee turnpike road company.

An act to authorize the Christian county court to issue bonds for the purpose of building a court-house, and to establish a sinking fund to liquidate the said bonds.

An act for the benefit of Daniel W. Murray, late sheriff of Clay county.

An act for the benefit of James P. McIntire, late sheriff of Muhlenburg county.

An act for the benefit of George L. Davis.

An act for the benefit of H. B. Innis, late sheriff of Franklin county.

An act for the benefit of Francis Catron, of Knox county.

An act to amend the charter of the Headquarters and Steele's Run turnpike road company.

An act for the benefit of the Kentucky River turnpike road company.

An act to declare the Middle Fork of the Kentucky river a navigable stream.

An act to remove the toll-gate out of the town of Rough and Ready, in the county of Anderson.

An act authorizing the trustees of Mt. Olivet Meeting-house, in Nicholas county, to sell said meeting-house.

An act to incorporate the Deposit Bank of Eminence.

An act to incorporate the Breckinridge Bank at Cloverport, in Breckinridge county.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Green River Deposit Bank at Campbellsville.

An act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville turnpike road company, in Lewis county, and to establish a sinking fund for said county.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Leave was given to bring in the following bills, viz:

On motion of Mr. Carlisle—

1. A bill to fix the compensation of sheriffs for attendance upon courts.

On motion of same—

2. A bill to continue in force the provisions of an act, entitled "An act to fix the fees of sheriffs," approved February 25th, 1865.

On motion of same—

3. A bill to protect bridges across the Ohio river.

On motion of same—

4. A bill to reduce the tax on billiard tables.

On motion of Mr. Botts—

5. A bill to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Flemingsburg."

On motion of same—

6. A bill for the benefit of the county of Fleming.

On motion of Mr. Riffe—

7. A bill to incorporate a deposit bank in Hustonville, Lincoln county.

The Committee on Revised Statutes were directed to prepare and bring in the 1st, 2d, 3d, and 4th; the Committee on the Judiciary the 5th and 6th, and the Committee on Banks the 7th.

Mr. Bruner, from the Committee on Revised Statutes, to whom had been referred a bill from the Senate, entitled

An act for the benefit of Elijah R. Eskridge, late judge of the Breckinridge county court,

Together with the amendment proposed by the House of Representatives to said bill,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken on concurring in said amendment, it was decided in the affirmative.

Mr. Bruner, from the same committee, to whom had been referred the amendment proposed by the House of Representatives to an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to amend and reduce into one all previous acts incorporating the town of Owenton, in Owen county,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. Bruner asked to be discharged from the further consideration of a leave to them referred to bring in a bill to amend chapter 48 of the Revised Statutes, title "Idiots and Lunatics."

Which was granted.

Ordered, That said leave be referred to the Committee on the Judiciary.

Mr. Bruner, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act to declare the Kentucky Statesman, printed at Lexington, an authorized newspaper in this Commonwealth,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Carlisle, from the same committee, to whom had been referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend an act, entitled "An act to incorporate the City Fire and Marine Insurance Company of Covington," approved February 22d, 1860,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. Cleveland, from the Committee on Banks, to whom had been referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to incorporate the Trade Bank,

Reported the same, with the expression of opinion that said amendment should be concurred, in with an amendment.

And the question being taken on the adoption of the amendment proposed by the committee, it was decided in the affirmative.

The question was then taken on concurring in the amendment proposed by the House as amended, and it was decided in the affirmative.

The Senate took up for consideration the motion to reconsider the vote by which they had disagreed to the passage of a bill from the House of Representatives, entitled

An act to make Nannie J. Everett the heir at law of Joshua Talbott.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill to apportion representation in the Senate and House of Representatives.

Mr. Thompson moved to amend said bill as follows, viz:

Take the county of Jackson from the 29th Senatorial District and add it to the 38th.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Thompson and Baker, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	John L. Helm,	Philip Swigert,
John G. Carlisle,	W. W. McKenzie,	Harrison Thompson,
Jos. H. Chandler,	George C. Riffe,	I. C. Winfrey,
W. W. Gardner,	B. W. Stone,	George Wright—13.
T. W. Hammond,		

Those who voted in the negative, were—

R. T. Baker,	Wm. A. Dudley,	J. D. Landrum,
N. R. Black,	W. H. Grainger,	John W. F. Parker,
John B. Bruner,	James Harrison,	Elijah Patrick,
Thos. P. Cardwell,	O. P. Johnson,	John A. Prall,
F. L. Cleveland,	Henry C. Lilly,	C. T. Worthington—17.
Milton J. Cook,	John J. Landram,	

Mr. Bigger then moved to amend said bill as follows, viz:

Take Livingston from Marshall, and add Crittenden to Livingston.

And the question being taken thereon, it was decided in the negative.

Mr. Wright then moved to amend said bill as follows, viz:

Take Carroll county from Trimble, and add Oldham to Trimble.

And the question being taken thereon, it was decided in the negative.

Mr. Bigger then moved to amend said bill as follows, viz:

Take Livingston county from the 3d Senatorial District and add it to the 4th, and to the 3d add Caldwell county.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bigger and Baker, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	T. W. Hammond,	W. W. McKenzie,
John G. Carlisle,	John L. Helm,	H. Thompson—8.
Wm. A. Dudley,	Wm. Johnson,	

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	Elijah Patrick,
N. R. Black,	William H. Grainger,	John A. Prall,
Wm. S. Botts,	James Harrison,	Geo. C. Riffe,
John B. Bruner,	O. P. Johnson,	B. W. Stone,
Thos. P. Cardwell,	Henry C. Lilly,	Philip Swigert,
Joseph H. Chandler,	John J. Landram,	I. C. Winfrey,
F. L. Cleveland,	J. D. Landrum,	C. T. Worthington,
Milton J. Cook,	John W. F. Parker,	George Wright—24.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Thompson and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	O. P. Johnson,
N. R. Black,	Wm. A. Dudley,	Henry C. Lilly,
William S. Botts,	W. W. Gardner,	John J. Landram,
John B. Bruner,	Wm. H. Grainger,	J. D. Landrum,
Jno. G. Carlisle,	T. W. Hammond,	John W. F. Parker,
F. L. Cleveland,	James Harrison,	John A. Prall—18.

Those who voted in the negative, were—

J. M. Bigger,	W. W. McKenzie,	Harrison Thompson,
Thos. P. Cardwell,	Elijah Patrick,	I. C. Winfrey,
Joseph H. Chandler,	George C. Riffe,	C. T. Worthington,
John L. Helm,	B. W. Stone,	George Wright—14.
Wm. Johnson,	Philip Swigert,	

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill to amend an act, entitled "An act to provide for the election of members to the Fortieth Congress."

Which bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That so much of the first section of an act, entitled "An act to provide for the election of members to the Fortieth Congress," as fixes the 4th day of May, 1867, as the day on which an election shall be held to elect members to the Fortieth Congress, be, and the same is hereby, repealed, and in lieu of that day the first Monday in March is hereby fixed as the day on which said election shall be held under the provisions of said act.

§ 2. This amendment to said act shall be in force from the time of its passage.

Mr. J. J. Landram moved to amend the bill by substituting in lieu thereof the following:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an election shall be held to elect members to the Fortieth Congress in each of the Congressional Districts of the State, at the several places established by law for holding elections in every county, town, and city in the State; said election to be holden on the 4th day of May, 1867.

§ 2. That it shall be the duty of the county judges of each county in this Commonwealth, at the regular March or April term of the county court of said county, to appoint all the officers to conduct said election as they are now required by law to appoint officers to conduct general elections: *Provided*, That this act shall not be construed in such manner as to require the county judge aforesaid to appoint two sets of officers for the May election.

§ 3. The said election shall be conducted in every respect as now provided by law, and the polls and election returns and certificates of election shall be compared and issued as now required by law respectively, and the officers shall be subject to the same fines and penal-

ties for any delinquency of duty or corruption in said election as now provided by law; and the electors of the Commonwealth and all other persons shall be subject to the same fines and penalties for bribes, treaty, and illegal voting and false swearing, as is now provided by law for the general elections of this Commonwealth.

§ 4. All acts or parts of acts in conflict with this act are hereby repealed.

§ 5. This act to take effect from and after its passage.

Mr. Carlisle then moved to amend the amendment proposed by Mr. Landram as follows, viz:

Strike out the "4th of May," and insert in lieu thereof the "second Monday in March."

Mr. Bruner moved a division of the question.

And the question being taken on striking out, it was decided in the negative.

The yeas and nays being required thereon by Messrs. J. J. Landram and Baker, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	John L. Helm,	I. C. Winfrey,
John G. Carlisle,	Wm. Johnson,	George Wright—8.
Wm. A. Dudley,	B. W. Stone,	

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	W. W. McKenzie,
N. R. Black,	Wm. H. Grainger,	John W. F. Parker,
Wm. S. Botts,	T. W. Hammond,	Elijah Patrick,
John B. Bruner,	James Harrison,	John A. Prall,
Tho. P. Cardwell,	O. P. Johnson,	George C. Riffe,
Jos. H. Chandler,	Henry C. Lilly,	Philip Swigert,
F. L. Cleveland,	John J. Landram,	Harrison Thompson,
Milton J. Cook,	J. D. Landrum,	C. T. Worthington—24.

On motion of Mr. Dudley, said bill was referred to the Committee on the Judiciary.

The Senate took up for consideration the motion heretofore made by Mr. Wright to reconsider the vote by which the Senate had disagreed to the passage of a bill which originated in the House of Representatives, entitled

An act for the benefit of Milton Barlow.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

Said bill reads as follows, viz:

WHEREAS, Milton Barlow, a native Kentuckian, has, after many years of deep study and patient toil, brought to completion an instrument known as "Barlow's Planetarium," which is entirely new in its mechanism, and has been acknowledged by many of the best astron-

omers and teachers in this country as an invention far superior to all others for illustrating the planetary motions; and whereas, it is very desirable to exhibit this instrument at the Universal Exposition that will be held at Paris, France, during the present year, as a creditable specimen of Kentucky ingenuity and art. Now, therefore, in order to secure the accomplishment of this end,

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That whenever Mr. Barlow shall notify the Auditor of Public Accounts that he is ready to start to Europe with the said Planetarium, the Auditor shall issue his warrant on the Treasury in favor of the said Milton Barlow for fifteen hundred dollars, the same to be appropriated by him to the purpose aforesaid.

§ 2. That said Barlow, before drawing the money appropriated in this act, give bond to the State, with good and sufficient surety, faithfully to carry out his agreement as contemplated in the foregoing act: *Provided*, That the money shall not be drawn except by the order of the Governor, he being advised that the exhibition of said Planetarium can be made at the Paris exhibition.

§ 3. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	W. W. McKenzie,
N. R. Black,	Wm. H. Grainger,	John A. Prall,
William S. Botts,	T. W. Hammond,	B. W. Stone,
John G. Carlisle,	James Harrison,	Philip Swigert,
Tho. P. Cardwell,	John L. Helm,	Harrison Thompson,
Jos. H. Chandler,	Wm. Johnson,	George Wright—20.
Wm. A. Dudley,	J. D. Landrum,	

Those who voted in the negative, were—

J. M. Bigger,	O. P. Johnson,	George C. Riffe,
John B. Bruner,	John W. F. Parker,	I. C. Winfrey,
Milton J. Cook,	Elijah Patrick,	C. T. Worthington—9.

Resolved, That the title of said bill be as aforesaid.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 13, 1867.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act to incorporate the Lexington Passenger and Freight railroad company.

An act to incorporate the town of Prestonville.

An act to amend the charter of Jamestown.

An act to amend an act, entitled "An act to divide Poosey precinct, in Madison county."

An act to amend the several acts in relation to the town of Winchester.

An act to incorporate the Western and Southern Engineers' Benevolent Association of Louisville.

With an amendment to the last named bill.

Which was referred to the Committee on the Judiciary.

A message was also received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act for the benefit of married women.

2. An act to establish the 16th judicial district.

3. An act to incorporate the town of Berry Station, in Harrison county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on the Judiciary; the 2d to the Committee on Circuit Courts, and the 3d to the Committee on the Revised Statutes.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to establish the county of Robertson.

An act to incorporate the Crab Orchard Cemetery Company.

An act to incorporate Miss White's Institute for Young Ladies.

An act to legalize the laying off the town of Catlettsburg and the additions thereto.

An act to incorporate the Lynnland Female Institute, in Hardin county.

An act to amend the charter of the Bowling Green Building Company.

An act to incorporate the Carlisle and Park's Ferry turnpike road company.

An act to amend the charter of the North Kentucky Agricultural Society.

An act to repeal an act, entitled "An act for the protection of sheep in Greenup county."

An act for the benefit of common school district No. 30, in Henry county.

An act for the benefit of school district No. 26, in Harrison county.

An act to amend the charter of the Carlisle Cemetery Company.

An act to incorporate the town of Curdsville, in Daviess county.

An act to amend and reduce into one the several acts concerning the city of Henderson.

The Senate, according to order, took up for consideration a bill for the benefit of the Kentucky Penitentiary.

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow, at 10½ o'clock, A. M.

The Senate, also, according to order, took up for consideration a resolution in relation to the removal of the Seat of Government.

Which reads as follows, viz:

At a very early day in the history of the State Frankfort was selected as the Seat of Government, on account of the more liberal offers made by interested parties. The State was then feeble in wealth and population. More than seventy years have elapsed since the location was made, and with all the patronage of the Government and advantages of the Seat of Government, Frankfort numbers only about four thousand inhabitants, with no manufactories, and but limited commerce or trade, while other towns in the State have grown within a less time to populous cities, with flourishing manufactories and commerce. Frankfort is in a small valley, surrounded almost by high hills, which prevent a free circulation of air, and no pleasing prospect relieves the eye from the dull aspect of the surrounding country. The Kentucky river is only navigable for small steamboats, and the travel by railroad is a circuitous route, either by Lexington or Louisville, to the larger portion of the people of the State, at no little expense and consumption of time.

It is due to the people of the State that their Seat of Government should be of easy access and at the least cost of travel, and State pride should direct the location at a point where a sufficient quantity of land can be procured for public buildings, to give room for a healthy atmosphere, and, at the same time, impart to the Capitol building an imposing and splendid appearance. The public ground in Frankfort is entirely too small for either health or to give the public buildings an imposing or even a pleasing aspect.

The present buildings are of but little value for State purposes; they do no credit to tasteful architecture, and they are unfit for State Capitol or offices; and if the Seat of Government is not removed, it will cost perhaps not less than a million of dollars to patch up and to enlarge them; when, if the proposition of Louisville is accepted, the State will be relieved of five hundred thousand dollars ($500,000) of the cost of the public buildings, and an eligible site can be procured with a quantity of land to enable the State to erect a Capitol which will be an ornament and a credit to the State, and the people of the State, for some two thousand miles bordering upon the Ohio, and upon the two main railroads, will have easy and cheaper access to the Seat of Government.

But Louisville is gravely objected to, upon the ground that a large commercial city has a corrupting influence, and that grave legislators would yield to such influence, and therefore they should not be exposed to temptation. If members of the Legislature *know* that they are easily corrupted, then the objection may hold good as to them; but certainly not to those who feel that they are not to be seduced into vice. Many of the people of the State have business relations with Louisville. Trade, commerce, and manufactures invite and induce citizens from interior counties to visit Louisville every year; and if the Seat of Government was located at that point, the people could obtain the services of their representatives to look after matters in which their constituents are interested.

The people of the State have the right to the location of the Seat of Government at such place as will promote the convenience and be beneficial to the largest majority; and the committee, after examining the several places proposed, recommend the removal of the Seat of Government from Frankfort, and its location at Louisville, upon the terms proposed by the General Council of that city. They report the following resolution:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Seat of Government shall be removed from the city of Frankfort to the city of ———. Said removal shall take place within —— days after the adjournment of the present session of the General Assembly.

Mr. J. J. Landram moved to fill the blank in the resolution by inserting the word "Lexington."

And the question being taken thereon, it was decided in the negative.

Mr. C. T. Worthington moved to fill the blank with the word "Danville."

And the question being taken thereon, it was decided in the negative.

Mr. Wright then moved to fill the blank with the word "Bowling Green."

And the question being taken thereon, it was decided in the negative.

Mr. Harrison then moved to fill the blank with the word "Louisville."

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Harrison and Baker, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	James Harrison,	George C. Riffe,
John B. Bruner,	John L. Helm,	B. W. Stone,
Thos. B. Cochran,	O. P. Johnson,	I. C. Winfrey,
Milton J. Cook,	John J. Landram,	C. T. Worthington—14.
Wm. H. Grainger,	J. D. Landrum,	

Those who voted in the negative, were—

R. T. Baker,	F. L. Cleveland,	W. W. McKenzie,
N. R. Black,	W. A. Dudley,	John W. F. Parker,
Wm. S. Botts,	W. W. Gardner,	Elijah Patrick,
John G. Carlisle,	T. W. Hammond,	John A. Prall,
T. P. Cardwell,	Wm. Johnson,	Philip Swigert,
Joseph H. Chandler,	Henry C. Lilly,	George Wright—18.

Mr. Dudley then moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Dudley and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Thos. B. Cochran,	W. W. McKenzie,
N. R. Black,	Wm. A. Dudley,	John W. F. Parker,
William S. Botts,	T. W. Hammond,	Elijah Patrick,
John G. Carlisle,	John L. Helm,	John A. Prall,
Thos. P. Cardwell,	Wm. Johnson,	Philip Swigert—17.
F. L. Cleveland,	Henry C. Lilly,	

Those who voted in the negative, were—

J. M. Bigger,	Wm. H. Grainger,	George C. Riffe,
John B. Bruner,	James Harrison,	B. W. Stone,
Jos. H. Chandler,	O. P. Johnson,	I. C. Winfrey,

Milton J. Cook,	John J. Landram,	C. T. Worthington,
W. W. Gardner,	J. D. Landrum,	George Wright—15.

Mr. Botts, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act to fix the salary of judges of circuit, common pleas, and the Louisville chancery courts,

Reported the same without amendment.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the salary of the judges of the circuit courts, of the judges of courts of common pleas, and of the Louisville chancery court, shall be at the rate of three thousand ($3,000) dollars per annum.

§ 2. This act shall take effect from the 1st day of July, 1867.

Mr. Carlisle then moved to amend said bill as follows, viz:

After the words "Louisville chancery court," and before the word "shall," insert the words "and the judge of the criminal court of the 9th judicial district."

And the question being taken thereon, it was decided in the affirmative.

Mr. Lilly then moved to amend said bill as follows, viz:

Strike out "three thousand," and insert "twenty-five hundred."

Mr. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by Mr. Lilly, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Baker, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	T. W. Hammond,	John W. F. Parker,
N. R. Black,	John L. Helm,	Elijah Patrick,
John B. Bruner,	O. P. Johnson,	George C. Riffe,
Tho. P. Cardwell,	Wm. Johnson,	B. W. Stone,
Jos. H. Chandler.	Henry C. Lilly,	I. C. Winfrey,
F. L. Cleveland,	J. D. Landrum,	George Wright—20.
W. W. Gardner,	W. W. McKenzie,	

Those who voted in the negative, were—

R. T. Baker,	Milton J. Cook,	John J. Landram,
Wm. S. Botts,	W. A. Dudley,	John A. Prall,
John G. Carlisle,	William H. Grainger,	Philip Swigert,
Thos. B. Cochran,	James Harrison,	C. T. Worthington—12.

Mr. Cook then moved to lay said bill, as amended, on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cook and Wm. Johnson, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger	W. W. Gardner,	Elijah Patrick,
N. R. Black,	T. W. Hammond,	George C. Riffe,
John B. Bruner,	O. P. Johnson,	B. W. Stone,
Joseph H. Chandler,	Wm. Johnson,	I. C. Winfrey,
Milton J. Cook,	Henry C. Lilly,	George Wright—17.
W. A. Dudley,	W. W. McKenzie,	

Those who voted in the negative, were—

R. T. Baker,	Wm. H. Grainger,	John W. F. Parker,
William S. Botts,	James Harrison,	John A. Prall,
John G. Carlisle,	John L. Helm,	Philip Swigert,
F. L. Cleveland,	John J. Landram,	C. T. Worthington—14.
Thomas B. Cochran,	J. D. Landrum,	

Mr. Wm. Johnson then moved to reconsider said vote.

Mr. Bruner moved to lay on the table the motion made by Mr. Johnson.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Harrison and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Wm. A. Dudley,	W. W. McKenzie,
N. R. Black,	W. W. Gardner,	Elijah Patrick,
John B. Bruner,	T. W. Hammond,	Geo. C. Riffe,
Thos. P. Cardwell,	O. P. Johnson,	B. W. Stone,
Joseph H. Chandler,	Wm. Johnson,	I. C. Winfrey,
Milton J. Cook,	Henry C. Lilly,	George Wright—18.

Those who voted in the negative, were—

R. T. Baker,	William H. Grainger,	John W. F. Parker,
Wm. S. Botts,	James Harrison,	John A. Prall,
John G. Carlisle,	John L. Helm,	Philip Swigert,
F. L. Cleveland,	John J. Landram,	C. T. Worthington—14.
Thos. B. Cochran,	J. D. Landrum,	

Mr. Harrison, from the Committee on the Judiciary, reported a bill in relation to idiots and lunatics.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and is hereby, directed to draw his warrants upon the Treasurer in favor of persons who have taken lunatics of color to the lunatic asylums, under orders of the

courts of this Commonwealth having jurisdiction, when said claims are properly certified as now required by law as in cases of white persons: *Provided*, The 20th section of chapter 48, title "Idiots and Lunatics," of the Revised Statutes, shall have been complied with in all respects.

§ 2. This act shall be in force from its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	W. W. McKenzie,
N. R. Black,	Wm. H. Grainger,	John W. F. Parker,
William S. Botts,	T. W. Hammond,	Elijah Patrick,
John B. Bruner,	James Harrison,	John A. Prall,
John G. Carlisle,	John L. Helm,	George C. Riffe,
Tho. P. Cardwell,	O. P. Johnson,	B. W. Stone,
F. L. Cleveland,	Wm. Johnson,	Philip Swigert,
Thomas B. Cochran,	Henry C. Lilly,	I. C. Winfrey,
Milton J. Cook,	John J. Landram,	C. T. Worthington,
Wm. A. Dudley,	J. D. Landrum,	George Wright—30.

In the negative—J. M. Bigger.

Resolved, That the title of said bill be as aforesaid.

Mr. J. J. Landram, from the Committee on the Judiciary, to whom had been referred a bill to amend an act to provide for the election of members to the Fortieth Congress,

Together with the amendment proposed by Mr. Landram as a substitute for said bill,

Reported an amendment as a substitute for the amendment proposed and the original bill.

[*For original bill, and substitute offered by Mr. Landram—see page* 428 *of this Journal.*]

The amendment proposed by Mr. Landram reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That an election shall be held in each Congressional District of this Commonwealth on the 4th day of May next to elect members to the Fortieth Congress of the United States.

§ 2. That the officers of election appointed by the various county courts of this Commonwealth to hold elections in each election district for justices of the peace and constables, as now provided by law, shall constitute the officers to hold said election for Congressmen, and that all the laws now in force in regard to general elections shall be, and the same are hereby, applied to said election of Congressmen.

§ 3. That an act, entitled "An act in relation to the election of members to the Fortieth Congress," approved 5th February, 1867, be, and the same is hereby, repealed.

§ 4. That this act shall be in force from its passage.

The question was then taken on the adoption of the amendment, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bigger and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	W. W. McKenzie,
N. R. Black,	Wm. H. Grainger,	John W. F. Parker,
William S. Botts,	T. W. Hammond,	Elijah Patrick,
John B. Bruner,	James Harrison,	John A. Prall,
Thos. P. Cardwell,	O. P. Johnson,	George C. Riffe,
Joseph H. Chandler,	Henry C. Lilly,	Philip Swigert,
F. L. Cleveland,	John J. Landram,	C. T. Worthington,
Milton J. Cook,	J. D. Landrum,	George Wright—25.
Wm. A. Dudley,		

Those who voted in the negative, were—

J. M. Bigger,	John L. Helm,	B. W. Stone,
Jno. G. Carlisle,	Wm. Johnson,	I. C. Winfrey—7.
Thos. B. Cochran,		

Resolved, That the title of said bill be amended to read,

A bill in relation to the election of members to the Fortieth Congress.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Wm. Johnson, from the Committee on Circuit Courts—

An act to change the time and extend the terms of the Casey circuit court.

By same—

An act to extend the terms of the Garrard circuit court.

By same—

An act regulating the June terms of the Caldwell and Lyon circuit courts.

By Mr. Baker, from the Committee on County Courts—

An act authorizing the Franklin county court to issue bonds.

By Mr. C. T. Worthington, from the Committee on Education—

An act authorizing the trustees of the Simpson County Seminary to dispose of the same.

By same—

An act to incorporate the Daysville Academy.

By Mr. Botts, from the Committee on Finance—

An act relating to the fees of surveyors.

By same—

An act for the benefit of W. S. Hodges, of Green county.

By same—

An act for the benefit of Joel W. Ferguson, sheriff of Calloway county.

By same—

An act for the benefit of John J. Dyer, late sheriff of Trigg county.

By same—

An act for the benefit of W. H. Edwards, administrator.

By same—

An act for the benefit of the counties of Pike and Floyd.

By Mr. Stone, from the Committee on Internal Improvement—

An act to amend the charter of the Petersburg and Burlington turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act for the benefit of mechanics in Jessamine and Lincoln counties.

By same—

An act to amend an act, entitled "An act to incorporate the town of Sacramento, in McLean county," approved March 1st, 1860.

By same—

An act in relation to the town of Smithland, in Livingston county.

By same—

An act for the benefit of Mary J. Gates, of Crittenden county.

By same—

An act to incorporate the Hope Fire Company of Frankfort.

By same—

An act to incorporate Cadiz Lodge, No. 159, Independent Order of Odd Fellows.

By same—

An act to authorize the town authorities of the town of Canton, in Trigg county, to build a prison-house for the confinement of persons who violate the laws of said town.

By same—

An act for the benefit of the heirs of Robert E. Grundy, deceased.

By same—

An act for the benefit of Wm. Vaun, presiding judge of the Clinton county court.

By Mr. Baker, from the Committee on County Courts—

An act to authorize the county court of Scott county to increase the county levy, and lay an ad valorem tax for county purposes, and to pay the debt of the county.

With amendments to the last two named bills.

Which were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Prall, from the Committee on Circuit Courts—

1. A bill to amend the charter of the Kentucky Silver Lead Mining Association.

By Mr. Baker, from the Committee on County Courts—

2. A bill to amend chapter 26, article 3, of the Revised Statutes, title "County Levy."

By Mr. O. P. Johnson, from the Committee on Finance—

3. A bill for the benefit of the sheriff of Hickman county.

By Mr. Swigert, from the Committee on Internal Improvement—

4. A bill authorizing the sale of the State's interest in turnpike roads and slackwater.

By Mr. Chandler, from the same committee—

5. A bill for the benefit of the Louisville and Taylorsville turnpike road and for the branch of the same leading to Vaughn's mill.

By Mr. Harrison, from the Committee on the Judiciary—

6. A bill to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Flemingsburg," approved February 4th, 1867.

By same—

7. A bill to incorporate the Louisville Burial Association.

By same—

8. A bill to change the name of the Phœnix Manufacturing Company of Louisville.

By Mr. J. J. Landram, from the same committee—

9. A bill to authorize E. H. Smith and others to close an alley in Williamstown, Grant county.

By same—

10. A bill to incorporate the Hustonville Deposit Bank.

By Mr. Bigger, from the same committee—

12. A bill to incorporate the Washington Street Colored Baptist Church of Paducah.

By same—

13. A bill to incorporate the Security Bank.

By same—

14. A bill to amend section 25, article 1, chapter 91, of the Revised Statutes.

By Mr. Carlisle, from the same committee—

15. A bill to incorporate the Cincinnati, Lexington, and East Tennessee railroad company.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That the 1st, 3d, 5th, 6th, 7th, 8th, 9th, 10th, 11th, and 12th be engrossed and read a third time; the 2d be referred to the Committee on Circuit Courts; the 4th be printed and placed in the orders of the day; the 13th be printed and made the special order of the day for Saturday next, at 11 o'clock, and the 14th be printed and made the special order of the day for Wednesday, the 20th inst., at 10¼ o'clock.

The constitutional provision as to the third reading of said first named bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Stone, from the Committee on Internal Immprovement, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Covington, Maysville, and Big Sandy railroad company,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to authorize the sale by judgment of court of the Presbyterian Church in the town of Greenville,

Reported the same, with the expression of opinion that said bill ought not to pass.

Ordered, That said bill be placed in the orders of the day.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been referred a resolution from the House of Representatives, entitled

Resolution providing for a Joint Committee on Internal Improvement,

Reported the same, with the expression of opinion that said resolution should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. Wright read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the two Houses of the General Assembly will, on Wednesday, the 27th day of February, at 7 o'clock, A. M., adjourn *sine die*.

Mr. J. J. Landram read and laid on the table the following joint resolution, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Chairman of the Committee on Banks in each House of the General Assembly be, and they are hereby, directed to proceed to Louisville and examine into the condition and management of the affairs of the Bank of Kentucky; that they have power to send for persons and papers, and all needful powers to insure a thorough investigation of the subject, and that they report what legislation, if any, is necessary in relation thereto.

The rule of the Senate being dispensed with, said resolution was taken up, twice read, and adopted.

Mr. Harrison, from the Committee on the Judiciary, asked to be discharged from the further consideration of a leave to bring in a bill to limit the bringing of an action for the recovery of certain property by the heirs of Logan J. Bosley, deceased.

Which was granted.

Mr. Botts, from the Committee on Finance, to whom had been referred the amendment proposed by the House of Representatives to an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act for the benefit of Mason Morris, sheriff of Edmonson county,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

The following petitions were presented, viz:

By Mr. Patrick—

1. The petition of citizens of Eastern Kentucky in relation to a college to be located at Catlettsburg.

By same—

2. The petition of A. W. Nickell, asking pay for taking a lunatic to the asylum.

By same—

3. The petition of Henry Craig, concerning the remission of a fine, &c.

Which petitions were severally received, the reading dispensed with, and they were referred—the 1st to the Committee on Education; the 2d to the Committee on Finance, and the 3d to the Committee on the Judiciary.

Leave was given to bring in the following bills, viz:

On motion of Mr. Dudley—

1. A bill to incorporate the Richmond and Lexington railroad company.

On motion of Mr. Harrison—

2. A bill to amend the charter of the Tobacco Exchange Bank.

The Committee on the Revised Statutes were directed to prepare and bring in the 1st, and the Committee on Banks the 2d.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the St. Anthony's German Roman Catholic Relief Society of Louisville.

An act to incorporate the German St. Franziskur Xaverias Benevolent Society of Louisville.

An act to incorporate the Soldiers' and Sailors' National Union of Louisville.

An act to incorporate the Kentucky Poultry Company.

An act for the benefit of Milton Barlow.

An act, entitled "An act to amend the charter of the Henry, Oldham, and Jefferson turnpike road company."

An act to incorporate the Lincoln and Boyle turnpike road company.

An act to incorporate the Southern Fire and Marine Insurance Company of Louisville.

An act to incorporate the Deposit Bank of Catlettsburg.

An act to incorporate the Deposit Bank of Georgetown.

An act to incorporate a savings and deposit bank in the town of Elizabethtown.

An act to amend the charter of the Traders' Bank, approved January 18, 1867.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend the 10th article of the charter of the city of Louisville.

An act for the benefit of John L. Sallee, county clerk of Wayne.

An act to repeal portions of an act, entitled "An act to allow the county court of Lewis to apply the proceeds of vacant lands to the improvement of the navigation of the Kinniconick river."

An act for the benefit of Greenup county.

An act for the benefit of Elijah R. Eskridge, late judge of the Breckinridge county court.

An act to amend the 48th chapter of the Revised Statutes, title "Idiots and Lunatics."

An act to amend the mechanics' lien law of McCracken county, and for the better protection of mechanics and material-men of McCracken county.

An act to establish a new election district in the county of Union.

An act to amend an act, entitled "An act to incorporate the City Fire and Marine Insurance Company of Covington," approved February 22d, 1860,

An act for the benefit of Jacob Corbett, clerk of the Ballard county court.

An act to extend the provisions of the mechanics' lien law to Fayette county.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Mr. Harrison moved the following resolution, viz:

Resolved, That during the residue of the present session, the Senate will meet at 9 o'clock, A. M., and adjourn at 1 o'clock, P. M.

Pending the consideration of which, Mr. Bruner moved an adjournment.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Bruner, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	W. W. Gardner,	W. W. McKenzie,
John B. Bruner,	T. W. Hammond,	Elijah Patrick,
John G. Carlisle,	John L. Helm,	John A. Prall,
Thomas P. Cardwell,	O. P. Johnson,	B. W. Stone,
Thomas B. Cochran,	Wm. Johnson,	Philip Swigert,
Milton J. Cook,	John J. Landram,	C. T. Worthington—20
W. A. Dudley,	J. D. Landrum,	

Those who voted in the negative, were—

J. M. Bigger	F. L. Cleveland,	George C. Riffe,
N. R. Black,	James Harrison,	I. C. Winfrey,
Joseph H. Chandler,	John W. F. Parker,	George Wright—9.

And then the Senate adjourned.

THURSDAY, FEBRUARY 14, 1867.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

1. An act for the benefit of John J. Dyer, late sheriff of Trigg county.

2. An act exempting the Board of Managers of the House of Refuge from serving on juries.

3. An act to incorporate the Stanford and Richmond railroad company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Finance; the 2d to the Committee on the Judiciary, and the 3d to the Committee on Internal Improvement.

A message was also received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution fixing a day for final adjournment.

That they had passed a bill from the Senate, entitled

An act in relation to the election of members to the Fortieth Congress.

With an amendment.

Which was taken up, twice read and concurred in.

Mr. Bruner, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to allow Andrew J. Gibony, late judge of Casey county court, to solemnize the rites of matrimony,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	T. W. Hammond,	John A. Prall,
N. R. Black,	James Harrison,	George C. Riffe,
William S. Botts,	Henry C. Lilly,	B. W. Stone,
Jno. G. Carlisle,	John J. Landram,	Philip Swigert,
Thos. P. Cardwell,	J. D. Landrum,	H. Thompson,
Joseph H. Chandler,	W. W. McKenzie,	C. T. Worthington—20.
W. W. Gardner,	John W. F. Parker,	

Those who voted in the negative, were—

J. M. Bigger,	Milton J. Cook,	John L. Helm,
John B. Bruner,	A. D. Cosby,	Wm. Johnson,
F. L. Cleveland,	Wm. A. Dudley,	George Wright—11.
Thos. B. Cochran,	James W. Gorin,	

Resolved, That the title of said bill be as aforesaid.

Mr. Bruner, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Meckelberry Bristow, of Crittenden county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate, according to order, took up for consideration a bill for the benefit of the Kentucky Penitentiary.

Which bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of one hundred and nine thousand and twenty-seven dollars and seventy-nine cents ($109,027 79) be, and the same is hereby, appropriated for the benefit of the penitentiary, to be expended for the following purposes:

For addition to cell-house and new cells, - - -	$52,671 40
For improvement and alterations of hemp work-shop, -	36,117 50
For new hospital, - - - - - - - -	15,662 67
For alterations and improvement in guard-room, - -	2,851 22
For three new cisterns, - - - - - -	1,725 00

§ 2. That Philip Swigert, John B. Temple, and such other competent person as they may select, are hereby empowered to contract for the execution of the work and the erection of the buildings contemplated by the first section of this act with the keeper, or other person or persons, according to plans submitted to them, and which they are to decide upon and adopt, having due regard to economy and durability of work, as well as to the adaptation of the buildings to the interest of the State and the general purposes for which they are to be erected. But said commissioners shall in no event exceed the amounts herein appropriated in making said contract; and the commissioners may

make one contract for the erection and completion of all the buildings herein contemplated, or separate contracts for one or more of them, in their discretion: *Provided*, That the commissioners appointed by this section shall be required to advertise in the two newspapers published in Frankfort, and two or more newspapers published in the city of Louisville, for thirty days, for proposals for contracts for said work, and shall let the same to the lowest and best bidder.

§ 3. That said commissioners are hereby authorized to issue certificates to the Auditor, in favor of the contractor or contractors, for such sum as will pay for work done as it progresses, at such time as they may deem proper and expedient; but at no time shall they issue any such certificates for work which has not been done.

§ 4. Upon the receipt of any of the certificates provided for in the third section of this act, it shall be the duty of the Auditor to draw his warrant upon the Treasury for said sum corresponding with such certificate, to be paid out of any money in the Treasury not otherwise appropriated: *Provided*, That in case the keeper shall contract to do said work, or any part of it, he shall have credit for the work so done by him as it progresses upon the rents due from him to the State so far, under the restrictions and limitations provided for in the third section of this act.

§ 5. That this act shall be in force from its passage.

Mr. Carlisle moved to amend said bill as follows, viz:

Section 2, line 1, after the "Temple," insert the words "S. B. Churchill and Samuel Gill," and in the 1st and 2d lines, strike out the words "and such other competent person as they may select," and insert in lieu thereof the words "or any three of them."

And the question being taken thereon, it was decided in the affirmative.

Mr. Bigger then moved to amend the bill as follows, viz:

Section 2, line 7, after the word "erected," and before the word "but," insert "they may select a competent architect to superintend the work."

Which was adopted.

Mr. Bigger moved further to amend the bill as follows, viz:

Section 2, line 14, after the word "Louisville," insert "two papers published in Cincinnati."

Which was adopted.

Mr. Bigger moved futher to amend said bill as follows, viz:

Section 3, line 2, after the word "pay," and before the word "for," insert the words "ninety per cent."

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	Wm. Johnson,
J. M. Bigger,	W. W. Gardner,	John J. Landram,
N. R. Black,	James W. Gorin,	W. W. McKenzie,
William S. Botts,	Wm. H. Grainger,	John A. Prall,
John G. Carlisle,	T. W. Hammond,	George C. Riffe,
F. L. Cleveland,	James Harrison,	Philip Swigert,
Thomas B. Cochran,	John L. Helm,	H. Thompson—22.
A. D. Cosby,		

Those who voted in the negative, were—

John B. Bruner,	Henry C. Lilly,	B. W. Stone,
Tho. P. Cardwell,	J. D. Landrum,	I. C. Winfrey,
Jos. H. Chandler,	John W. F. Parker,	C. T. Worthington,
Milton J. Cook,	Elijah Patrick,	George Wright—13.
O. P. Johnson,		

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill to amend an act, entitled "An act to provide for auditing and paying military claims,"

Together with the amendment heretofore proposed as a substitute for said bill.

The question was then taken on the adoption of the substitute, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion heretofore entered to reconsider the vote by which the Senate had rejected a bill to amend an act, entitled

An act to establish a claim agency in the city of Washington.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The vote by which the third reading of said bill was dispensed with, and also the vote ordering it to be read a third time, were reconsidered.

Mr. Harrison then moved to strike out the second section of the bill.

This section authorized the employing an additional clerk at one hundred dollars per month.

And the question being taken on striking out said section, it was decided in the affirmative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruner and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	John W. F. Parker,
N. R. Black,	William H. Grainger,	Elijah Patrick,
Wm. S. Botts,	T. W. Hammond,	John A. Prall,
John B. Bruner,	James Harrison,	George C. Riffe,
John G. Carlisle,	John L. Helm,	B. W. Stone,
Jos. H. Chandler.	O. P. Johnson,	Philip Swigert,
F. L. Cleveland,	Henry C. Lilly,	H. Thompson,
Thos. B. Cochran,	John J. Landram,	I. C. Winfrey,
A. D. Cosby,	J. D. Landrum,	C. T. Worthington,
W. A. Dudley,	W. W. McKenzie,	George Wright—30.

Those who voted in the negative, were—

J. M. Bigger,	Milton J. Cook,	Wm. Johnson—5.
Tho. P. Cardwell,	James W. Gorin,	

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the motion, heretofore entered, to reconsider the vote by which the Senate had refused to concur in the adoption of a resolution from the House of Representatives, entitled

Resolution directing the payment of the members and officers of this General Assembly in gold.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on concurring in said resolution, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wm. Johnson and Harrison, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Jas. W. Gorin,	John W. F. Parker,
N. R. Black,	T. W. Hammond,	John A. Prall,

Thos. P. Cardwell, Henry C. Lilly, Geo. C. Riffe,
Thos. B. Cochran, J. D. Landrum, George Wright—14.
W. W. Gardner, W. W. McKenzie,

Those who voted in the negative, were—

J. M. Bigger, Milton J. Cook, Wm. Johnson,
Wm. S. Botts, A. D. Cosby, B. W. Stone,
John B. Bruner, Wm. A. Dudley, Philip Swigert,
John G. Carlisle, James Harrison, Harrison Thompson,
Joseph H. Chandler, John L. Helm, C. T. Worthington—16.
F. L. Cleveland,

The Senate then took up for consideration the resolution offered by Mr. Harrison on yesterday in relation to the hour of meeting of the Senate for the residue of the session.

Said resolution was amended so as to read,

That the Senate will, during the residue of the present session, meet at 9½ o'clock, A. M., and adjourn at 1, P. M.

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Harrison, from the Committee on the Judiciary—

An act to provide for the election of a town marshal of Morganfield, in the county of Union.

By Mr. Bruner, from the Committee on the Revised Statutes—

An act to amend the charter of the city of Newport.

By Mr. Chandler, from the Committee on Internal Improvement—

An act to amend the charter of the Shelby railroad company, and to authorize certain districts in Shelby county to subscribe stock in the same.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Harrison, from the Committee on the Judiciary—

1. A bill to amend chapter 48 of the Revised Statutes, title "Idiots and Lunatics."

By Mr. Swigert, from the Committee on Internal Improvement—

2. A bill to enlarge the present Capitol and provide suitable apartments for the public officers.

By Mr. Cleveland, from the Committee on Banks—

3. A bill to amend an act, entitled "An act to establish the county of Robertson," approved 11th February, 1867.

By Mr. Botts, from the Committee on Finance—

2. A bill requiring judges of the county courts and justices of the peace to execute bond.

By Mr. Dudley, from the Committee on Revised Statutes—

5. A bill to incorporate the Warfield Coal and Salt Company.

Which bills were severally read the first time, and ordered to be read the second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was ordered to be placed in the orders of the day; the 2d was ordered to be printed and made the special order for Saturday next, at 11 o'clock; the 3d and 5th were ordered to be engrossed and read a third time, and the 4th was ordered to be printed and placed in the orders of the day.

The constitutional provision as to the third reading of the 3d and 5th of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Leave was given to bring in the following bill, viz:

On motion of Mr. Riffe—

A bill to extend the boundary of the town of Hustonville, Lincoln county.

And the Committee on the Judiciary were directed to prepare and bring in the same.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act for the benefit of H. O. Maraman and his associates, of Bullitt county.

An act for the benefit of J. L. Robertson, late sheriff of Hopkins county.

An act to amend an act, entitled "An act for the benefit of the town of Barboursville, and for other purposes."

An act to incorporate the Ohio River Telegraph Company.

An act for the benefit of B. Mills, late sheriff of Wayne county.

An act to incorporate the Russellville Stone-quarry Company.

An act for the benefit of the Carlisle and Sharpsburg turnpike road company.

An act to amend the charter of the Hopkins Mastodon Coal, Iron, Mining, and Manufacturing Company, approved January 11th, 1856.

An act for the benefit of the citizens of precinct No. 1, in Mercer county.

An act to change the place of voting from Millerstown to the house of Joseph Morrison, in Graves county.

An act to change the place of voting in district No. 6, in Carter county.

An act to reduce into one the two voting precincts in the Buffalo district, in Carter county.

An act to change the place of voting in election precinct No. 4, in Greenup county.

An act to change the place of voting in district No. 8, in Daviess county.

An act for the benefit of Leslie Combs.

An act for the benefit of James Bibb, of Laurel county.

An act for the benefit of James Sasser, of Laurel county.

An act to establish an additional justices' district in Cumberland county.

An act to amend an act, entitled "An act to provide for paying the arrearages of pay due deceased soldiers," approved February 15, 1866.

An act to grant the title of the Commonwealth acquired by escheat, in real estate, &c., owned in fee by Samuel Brindley at his death, to his children.

An act to incorporate the Winchester, Colbyville, and Lexington turnpike road company.

An act to extend the limits of the town of Benton, in Marshall county.

An act for the benefit of the Louisville Pilots' Benevolent and Relief Association.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Green River Deposit Bank at Campbellsville.

An act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville turnpike road company, in Lewis county, and to establish a sinking fund board in said county.

An act to amend the 48th chapter of the Revised Statutes, title "Idiots and Lunatics."

An act for the benefit of John L. Sallee, county clerk of Wayne.

An act to extend the provisions of the mechanics' lien law to Fayette county.

An act for the benefit of Elijah R. Eskridge, late judge of the Breckinridge county court.

An act to amend the 10th article of the charter of the city of Louisville.

An act to amend an act, entitled "An act to incorporate the City Fire and Marine Insurance Company of Covington," approved Febuary 22d, 1860,

An act for the benefit of Greenup county.

An act for the benefit of Jacob Corbett, clerk of the Ballard county court.

An act to amend the mechanics' lien law of McCracken county, and for the better protection of mechanics and material-men of McCracken county.

An act to establish a new election district in the county of Union.

An act to repeal portions of an act, entitled "An act to allow the county court of Lewis to apply the proceeds of vacant lands to the improvement of the navigation of the Kinniconick river."

And then the Senate adjourned.

FRIDAY, FEBRUARY 15, 1867.

A message was received from the House of Representatives, announcing their disagreement to the passage of bills, which originated in the Senate, of the following titles, viz:

An act to charter the Improvement Company.

An act requiring applicants for acts of incorporation for local or private companies to have their bills printed.

And had passed bills from the Senate of the following titles, viz:

An act to incorporate the Parker Lead Company.

An act to amend an act to incorporate the town of Hustonville.

An act to incorporate the Hopkins Coal Company.

An act to incorporate the Christian Coal Company.

An act to incorporate Covenant Lodge, No. 22.

An act amending the laws incorporating the town of Mt. Vernon.

An act amending the laws incorporating the town of London.

An act to incorporate the Paducah and St. Louis Tannery.

An act to incorporate the Three Springs Lodge, No. 417, of Ancient York Masons, of Barren county.

An act to amend an act, entitled "An act to incorporate the Poor Man's National Life Insurance Company of Louisville."

An act to amend an act chartering the Muldrough's Hill, Campbellsville, and Columbia turnpike road company.

An act for the benefit of the trustees of the town of Franklin.

An act to incorporate the Grassy Gap Herding, Mining, Manufacturing, and Transportation Company.

An act to incorporate the Paducah Cotton Manufacturing Company.

An act to charter the Paducah Plow and Wagon Manufacturing Company.

An act to charter the Paducah Wooden Ware Manufacturing Company.

An act to charter the Louisville Chemical Works.

An act incorporating the Board of Directors of the Louisville Base Ball Club.

An act amending an act, entitled "An act to incorporate the town of Horse Cave, in Hart county," approved February 17, 1864.

An act to amend the city charter of Paducah.

An act to amend the charter of the town of Campbellsville.

An act to charter the Fayette College of Lexington.

An act to amend an act to incorporate the town of Cloverport and Lower Cloverport into the town of Cloverport.

An act to amend the charter of the Kentucky Company.

An act to charter the Kentucky Industrial and Immigration Association.

An act to charter the Campbellsville Brass Band.

An act for the benefit of Tompkinsville.

An act to incorporate the Warfield Coal and Salt Company.

An act establishing the county of Montana.

With an amendment to the last named bill.

That they had passed bills of the following titles, viz:

1. An act to amend section 27, chapter 84, of the Revised Statutes.

2. An act to incorporate the Mulberry and Consolation turnpike road.

3. An act to incorporate the Shelby and Oldham turnpike road company.

4. An act to incorporate the Eminence and Ballardsville turnpike road company.

5. An act to incorporate the Riley's Station and South Fork turnpike road company.

6. An act to incorporate the Maxville and North Fork Station turnpike road company.

7. An act to incorporate the Flag Run turnpike road company.

8. An act to amend an act, entitled "An act to incorporate the Lebanon and Bradfordsville turnpike company," approved March 6th, 1850.

9. An act to incorporate the Milburn Male and Female Academy.

10. An act to incorporate the several acts incorporating the town of Williamstown, and making the office of police judge in said town elective.

11. An act to incorporate the Louisville and Evansville Mail Company.

12. An act to charter the Campbellsburg and Bedford turnpike company.

13. An act to amend the charter of the city of Newport.

14. An act to amend the mechanics' lien law, approved February 17th, 1858, for the counties of Jefferson, &c.

15. An act to amend an act, entitled "An act to incorporate the Newport Cemetery Company."

16. An act to amend an act to incorporate the Newport and Jamestown Bridge Company, in Campbell county.

17. An act to establish and incorporate the district of Highlands, in Campbell county.

18. An act to amend the charter of the Petroleum Fire and Marine Insurance Company of Campbell county.

19. An act to incorporate the Societa Di Union E Fratellanza Italiana in Louisville.

20. An act to incorporate the Sick, Widows', and Orphans' Benevolent Society of the Evangelic St. Peter's Congregation of Louisville.

21. An act to incorporate the Relief Society of the St. John's German Evangelical Church of Louisville.

22. An act to amend an act to extend the charter of the Louisville Gas Company, approved January 30, 1867.

23. An act to incorporate the Newport Temple of Honor, No. 1.

24. An act to incorporate the Preston Lodge, No. 281, of Free and Accepted Masons.

25. An act to incorporate the Jefferson County Sporting Club.

26. An act to change the Glasgow and Scottsville turnpike road.

27. An act to incorporate the Sandy Valley railroad and improvement company.

28. An act to incorporate Briensburg Lodge, No. 401, of Free and Accepted Masons, in Marshall county.

29. An act to incorporate the town of Murphysville, in Mason county.

30. An act to incorporate the Waterford and Plum Creek turnpike road company.

31. An act to amend the charter of the town of Louisa, Lawrence county.

32. An act to incorporate the Imlay's Run turnpike road in Henry county.

33. An act to incorporate the Farmers' and Drovers' Insurance Company of Kentucky.

34. An act to incorporate the Harmonia Lodge, No. 60, of U. D. O. H., or Independent German Order of Harugari.

35. An act to incorporate the town of Fairview, in the counties of Todd and Christian.

36. An act to incorporate the Bull Patent Brick Machine Company of Louisville.

37. An act incorporating the German Benevolent Association at Hickman.

38. An act to incorporate the Hickman Fire and Marine Insurance Company.

39. An act to incorporate the Corporative Foundry Association, No. 1, of Kentucky.

40. An act to alter the name of the United German Evangelical Congregation of the St. John's Church in Louisville.

41. An act to amend the charter of the town of Springfield.

42. An act to amend an act to incorporate the Hillsboro and Phelps' Mill turnpike road company.

43. An act to incorporate the Louisville Chess Club.

44. An act to incorporate the Greenland Association for the Improvement of the Breed of Horses.

45. An act to charter the town of Salyersville, in Magoffin county.

46. An act to authorize the trustees of the town of Albany to sell a portion of Jefferson street in said town.

47. An act to amend an act, entitled "An act to incorporate the Kentucky Insurance Company," approved March 4, 1865.

48. An act to incorporate the Carlisle, Concord, Union, and Sharpsburg turnpike road company.

49. An act for the benefit of the town of Dixon, in Webster county.

50. An act to incorporate the town of Bethel, in Bath county.

51. An act to incorporate the Muldrough's Mountain Sanitary Company.

52. An act to incorporate the Louisville and New Orleans Packet Company.

53. An act to amend an act, entitled "An act to incorporate the Nolin Mining and Manufacturing Company," approved March 10th, 1854, and changing the name of said company to that of the Lawrence Mining and Manufacturing Company.

54. An act to amend an act to incorporate the New Liberty Institute.

55. An act to incorporate the Millville, Frankfort, and Versailles turnpike road company.

56. An act to incorporate the Willow Run turnpike company of Kenton county.

57. An act incorporating the Bank Lick and Lexington Road Junction turnpike company.

58. An act to amend an act, entitled "An act to incorporate Madison Female Institute," approved January 26, 1858.

59. An act to amend the charter of New Liberty and subsequent acts relating to said town.

60. An act to incorporate the Sparta Lodge, No. 260, of Free and Accepted Masons.

61. An act to incorporate the Allensville Milling and Manufacturing Company.

62. An act changing the name of Lafayette and of Jacob streets in the city of Louisville.

63. An act to incorporate the Hopewell and Bethlehem turnpike road company.

64. An act to incorporate the Cumberland and Ohio River Transportation Company.

65. An act to incorporate the People's Market-house Company of Louisville.

66. An act concerning the Versailles and Shryock's Ferry turnpike road in Woodford county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 17th, 18th, 23d, 24th, 28th, 29th, 31st, 34th, 35th, 41st, 45th, 46th, 47th, 49th, 50th, 51st, 53d, 59th, 60th, 61st, and 64th to the Committee on the Revised Statutes; the 2d, 3d, 4th, 5th, 6th, 7th, 8th, 12th, 26th, 27th, 30th, 32d, 42d, 48th, 55th, 56th, 57th, 63d, and 66th to the Committee on Internal Improvement; the 9th, 54th, and 58th to the Committee on Education; the 10th, 11th, 13th, 14th, 15th, 19th, 20th, 21st, 22d, 25th, 33d, 36th, 37th, 38th, 39th, 40th, 43d, 52d, 62d, and 65th to the Committee on the Judiciary; the 16th to the Committee on County Courts, and the 44th to the Committee on Agriculture and Manufactures.

That they had adopted resolutions of the following titles, viz:

Resolution providing for hoisting the flag over the Capitol and firing a national salute on the 22d of February.

Resolution defining the status of Kentucky on the question of negro suffrage.

That they had received official information from the Governor, announcing his approval of enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to authorize the Christian county court to issue bonds for the purpose of building a court-house, and to establish a sinking fund to liquidate the said bonds.

An act to amend the charter of the Headquarters and Steele's Run turnpike road company.

An act for the benefit of Daniel W. Murray, late sheriff of Clay county.

An act for the benefit of James P. McIntire, late sheriff of Muhlenburg county.

An act to incorporate the Breckinridge Bank at Cloverport, in Breckinridge county.

An act authorizing the trustees of Mt. Olivet Meeting-house, in Nicholas county, to sell said meeting-house.

An act for the benefit of Thomas J. Woolfe, of Union county.

An act to remove the toll-gate out of the town of Rough and Ready, in the county of Anderson.

An act for the benefit of the Kentucky River turnpike road company.

An act for the benefit of H. B. Innis, late sheriff of Franklin county.

An act for the benefit of O. C. Richardson, of Meade county.

An act for the benefit of Francis Catron, of Knox county.

An act for the benefit of the Mt. Sterling and Levee turnpike road company.

An act to incorporate the Deposit Bank of Eminence.

An act for the benefit of the late sheriff of Henry county and his sureties.

An act to declare the Middle Fork of the Kentucky river a navigable stream.

An act for the benefit of George L. Davis.

An act to amend the charter of the Traders' Bank, approved January 17, 1867.

An act to incorporate the Deposit Bank of Georgetown.

An act to incorporate a savings and deposit bank in the town of Elizabethtown.

An act to incorporate the Southern Fire and Marine Insurance Company of Louisville.

An act to incorporate the Kentucky Poultry Company.

An act to incorporate the German St. Franziskur Xaverias Benevolent Society of Louisville.

An act to incorporate the St. Anthony's German Roman Catholic Relief Society of Louisville.

An act to incorporate the Soldiers' and Sailors' National Union of Louisville.

An act for the benefit of Milton Barlow.

An act to amend an act, entitled "An act to amend the charter of the Henry, Oldham, and Jefferson turnpike road company."

An act to incorporate the Lincoln and Boyle turnpike road company.

An act to incorporate the Deposit Bank of Catlettsburg.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Cleveland, from the Committee on Banks—

An act to establish the Falmouth Deposit Bank.

By Mr. Baker, from the Committee on County Courts—

An act to change the time of holding the quarterly courts in Letcher county.

By same—

An act for the benefit of the Jessamine county court.

By same—

An act for the benefit of Warren county.

By same—

An act to provide for raising funds to complete the court-house in Daviess county.

By same—

An act to fix the time of holding the Greenup county court of levies and claims.

By same—

An act for the benefit of the Hardin county court.

By same—

An act to authorize the county court of Trigg county to raise money to build a new jail, and for other purposes.

By same—

An act to empower the county court of Harrison county to borrow the H. C. Moore school fund.

By same—

An act to authorize the Henderson county court to raise money by an ad valorem tax and issuing bonds.

By same—

An act to empower the county court of Harrison county to subscribe stock to turnpike road companies.

By same—

An act to authorize the presiding judge of the Kenton county court to sell the poor-house in said county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act concerning the Lulbegrud road in Montgomery county.

By Mr. Carlisle, from the Committee on Revised Statutes—

An act to reduce into one the several acts in regard to the town of Lancaster.

With amendments to the last three named bills.

Which were adopted.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carlisle, from the Committee on the Revised Statutes—

1. A bill to incorporate the Kentucky Central railroad company.

By same—

2. A bill to protect bridges across the Ohio river.

By Mr. C. T. Worthington, from a select committee—

3. A bill to appropriate money for the suffering poor of the South.

By Mr. Bruner, from the Committee on the Revised Statutes—

4. A bill to incorporate the town of Shelby City, in the county of Boyle.

By Mr. Wright, from the Committee on Agriculture and Manufactures—

5. A bill to amend the charter of the Clark County Agricultural Association.

By Mr. Prall, from the Committee on Circuit Courts.

6. A bill to amend the charter of the Kentucky River Navigation Company.

By Mr. Baker, from the Committee on County Courts—

7. A bill to authorize the county court of Franklin to sell and convey the poor-house of said county.

By same—

8. A bill to amend an act, entitled "An act authorizing the presiding judge of the Kenton county court to hold quarterly terms at Covington."

By Mr. C. T. Worthington, from the Committee on Education—

9. A bill to amend the charter of the Woodford Female College.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st was made the special order of the day for Wednesday next, at 10½ o'clock; the 2d, 4th, 5th, 7th, 8th, and 9th were ordered to be engrossed and read a third time; the 3d was ordered to be printed and made the order of the day for Thursday next, at 10½ o'clock, and the 6th was ordered to be printed and referred to the Committee on Internal Improvement.

The constitutional provision as to the third reading of the 2d, 4th, 5th, 7th, 8th, and 9th of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gorin, from the Committee on the Codes of Practice, reported a bill directing the purchase of the Kentucky Codes of Practice edited by Harvey Myers.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Said bill was then amended.

Ordered, That the further consideration of said bill be postponed until Tuesday next, at 11 o'clock.

The Senate took up for consideration a bill concerning the Quarter-Master General.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the office of the Quarter-Master General be, and the same is hereby, continued on the same footing as provided for in an act, entitled "An act to amend an act, entitled 'An act to organize and discipline the militia of Kentucky,' approved February 16th, 1866,"

for the term of one year from and after the expiration of the same, according to the provisions of section four of said act.

§ 2. That the Quarter-Master General shall hereafter receive two thousand four hundred dollars ($2,400) as his official salary, and be allowed two clerks, the salaries of whom shall be, one at twelve hundred dollars ($1,200) and the other at one thousand dollars ($1,000) per annum.

§ 3. This act to take effect from and after the 16th day of February, 1867.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. H. Grainger,	Elijah Patrick,
N. R. Black,	T. W. Hammond,	John A. Prall,
John B. Bruner,	James Harrison,	George C. Riffe,
John G. Carlisle,	John L. Helm,	B. W. Stone,
Tho. P. Cardwell,	O. P. Johnson,	Philip Swigert,
Jos. H. Chandler,	John J. Landram,	H. Thompson,
F. L. Cleveland,	J. D. Landrum,	I. C. Winfrey,
W. W. Gardner,	W. W. McKenzie,	C. T. Worthington—26.
Evan M. Garriott,	John W. F. Parker,	

Those who voted in the negative, were—

J. M. Bigger,	Wm. Johnson,	George Wright—4.
Milton J. Cook,		

Resolved, That the title of said bill be as aforesaid.

The Senate also took up for consideration the reconsideration of the vote by which the Senate adopted the amendment proposed by Mr. Halbert to a bill to repeal five cents tax in aid of the Sinking Fund, and to transfer five cents tax in aid of the Sinking Fund to the use of the Treasury Department.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Baker, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Evan M. Garriott,	George C. Riffe,
John B. Bruner,	James W. Gorin,	B. W. Stone,
John G. Carlisle,	T. W. Hammond,	H. Thompson,
Jos. H. Chandler,	James Harrison,	I. C. Winfrey,
F. L. Cleveland,	John L. Helm,	C. T. Worthington,

Thos. B. Cochran,	O. P. Johnson,	George Wright--20.
A. D. Cosby,	Wm. Johnson,	

Those who voted in the negative, were--

R. T. Baker,	William H. Grainger,	W. W. McKenzie,
N. R. Black,	W. C. Halbert,	John W. F. Parker,
Wm. S. Botts,	Henry C. Lilly,	Elijah Patrick,
Tho. P. Cardwell,	John J. Landram,	John A. Prall,
Milton J. Cook,	J. D. Landrum,	Philip Swigert—16.
W. W. Gardner,		

[*For bill and proposed amendment--see this Journal, page* 387.]

The question was then taken on the adoption of the amendment proposed by Mr. Halbert, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Prall and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	J. D. Landrum,
N. R. Black,	Wm. H. Grainger,	W. W. McKenzie,
John G. Carlisle,	W. C. Halbert,	John W. F. Parker,
Thomas P. Cardwell,	Henry C. Lilly,	Elijah Patrick,
Milton J. Cook,	John J. Landram,	John A. Prall—15

Those who voted in the negative, were—

J. M. Bigger	Evan M. Garriott,	George C. Riffe,
William S. Botts,	James W. Gorin,	B. W. Stone,
John B. Bruner,	T. W. Hammond,	Harrison Thompson,
Joseph H. Chandler,	James Harrison,	I. C. Winfrey,
F. L. Cleveland,	John L. Helm,	C. T. Worthington,
Thomas B. Cochran,	O. P. Johnson,	George Wright—20.
A. D. Cosby,	Wm. Johnson,	

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Baker and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Evan M. Garriott,	J. D. Landrum,
Wm. S. Botts,	Jas. W. Gorin,	W. W. McKenzie,
John B. Bruner,	William H. Grainger,	John W. F. Parker,
John G. Carlisle,	W. C. Halbert,	Elijah Patrick,
Thos. P. Cardwell,	T. W. Hammond,	Geo. C. Riffe,
Joseph H. Chandler,	James Harrison,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Thos. B. Cochran,	O. P. Johnson,	Harrison Thompson,

Milton J. Cook,	Wm. Johnson,	I. C. Winfrey,
A. D. Cosby,	Henry C. Lilly,	C. T. Worthington,
W. W. Gardner,	John J. Landram,	George Wright—33.

Those who voted in the negative, were—

R. T. Baker, N. R. Black—2.

Resolved, That the title of said bill be as aforesaid.

The Senate also took up for consideration a bill from the House of Representatives, entitled

An act to create a conventional rate of interest in this Commonwealth.

Ordered, That the further consideration of said bill be postponed and made the special order of the day for Wednesday next, at 10½ o'clock.

On motion, leave of indefinite absence was granted Messrs. Harrison, J. J. Landram, and Wm. Johnson.

Mr. Cook moved the following resolution, viz:

Resolved, That the Committee on Religion be, and they are hereby, requested to inquire into the propriety of submitting to the voters of this Commonwealth a law prohibiting the distillation, importation, or sale of ardent spirits within this Commonwealth, and that they report by bill or otherwise.

And the question being taken on the adoption of said resolution, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cook and Baker, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	Jas. W. Gorin,	John W. F. Parker,
John G. Carlisle,	James Harrison,	Elijah Patrick,
F. L. Cleveland,	J. D. Landrum,	George C. Riffe,
Milton J. Cook,	W. W. McKenzie,	C. T. Worthington—13.
W. W. Gardner,		

Those who voted in the negative, were—

R. T. Baker,	Wm. H. Grainger,	John A. Prall,
J. M. Bigger,	T. W. Hammond,	B. W. Stone,
John B. Bruner,	John L. Helm,	Philip Swigert,
Thos. P. Cardwell,	O. P. Johnson,	Harrison Thompson,
Jos. H. Chandler,	Wm. Johnson,	I. C. Winfrey,
Evan M. Garriott,	John J. Landram,	George Wright—18.

The Senate took up for consideration the report of the Quarter-Master General.

Ordered, That said report be referred to the Committee on Military Affairs.

Mr. Baker presented the petition of sundry citizens of Campbell county in relation to an additional voting district.

Which was received, the reading dispensed with, and referred to the Committee on County Courts.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to divide Poosey precinct, in Madison county."

An act to amend the charter of Jamestown.

An act for the benefit of Young E. Hurt, late sheriff of Adair county.

An act to incorporate the Seventh-street Market-house in the city of Louisville.

An act to discontinue a certain street in the town of Catlettsburg, in Boyd county.

An act to incorporate the Philharmonic Society of Louisville.

An act to incorporate the Eminence and Bethlehem turnpike road company.

An act to make Nannie J. Everett the heir at law of Joshua Talbott.

An act for the benefit of H. F. Bowen, late sheriff of Kenton county.

An act to authorize common carriers to sell property to pay charges in certain cases.

An act to declare the Kentucky Statesman, printed at Lexington, an authorized newspaper in this Commonwealth,

And an enrolled bill, originating in the Senate, entitled

An act to incorporate the Warfield Coal and Salt Company.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

And then the Senate adjourned.

SATURDAY, FEBRUARY 16, 1867.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to add a portion of Grant to Gallatin county.

An act for the benefit of J. R. Trout, of Marshall county.

An act for the benefit of the trustees of the town of Franklin.

An act to amend an act, entitled "An act to establish the county of Robertson," approved 11th of February, 1867.

An act to extend the corporate limits of Bardstown.

An act for the benefit of the citizens of the town of Williamsburg, in Whitley county.

With amendments to the last two named bills.

That they had passed bills of the following titles, viz:

1. An act for the benefit of C. S. Green, of Hopkins county.

2. An act to increase and change the voting precinct, Stephensburg, No. 4, in Hardin county.

3. An act to amend an act, entitled "An act to incorporate Elizabethtown," approved 9th of February, 1850, and the several acts amendatory thereto, and to extend the corporate limits of said town.

4. An act authorizing the sale of a lot in Bewleyville.

5. An act for the benefit of Cleveland & Snodgrass.

6. An act establishing an additional voting place in Graves county.

7. An act for the benefit of petit jurors of Monroe and other counties.

8. An act for the benefit of W. J. Lusk.

9. An act to change the voting place in precinct No. 3, in Green county.

10. An act to change the name of Goose Horn precinct, in Barren county, and for other purposes.

11. An act to create an additional election precinct in Henry county.

12. An act to change the line between voting districts in Adair county.

13. An act to change the voting place in Prewitt's Knob.

14. An act to change a voting place in Larue county.

15. An act to close an alley in Newcastle.

16. An act to empower the county court of Henry county to subscribe stock in aid of turnpike roads in said county.

17. An act for the benefit of the committee of the Henry county court.

18. An act for the benefit of Thomas Reed, of Kenton county.

19. An act to change the boundary line between districts Nos. 1 and 8, in Carter county.

20. An act to change the voting precinct in Hampton's district, in Morgan county.

21. An act to establish an additional justices' district and voting precinct in Pike county.

22. An act to incorporate the Pleasureville, Bethlehem, and Kentucky River turnpike road company.

23. An act to incorporate Maxville, Aliceton, and Rolling Fork turnpike road company.

24. An act for the better organization of public schools in the city of Frankfort.

25. An act for the benefit of James C. Jones, of Rockcastle county.

26. An act for the benefit of E. S. Graham.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 7th, 15th, and 26th to the Committee on the Judiciary; the 2d, 6th, 9th, 10th, 11th, 12th, 13th, 14th, 19th, 20th, and 21st to the Committee on Privileges and Elections; the 3d and 4th to the Committee on the Revised Statutes; the 5th, 8th, 17th, 18th, and 25th to the Committee on Finance; the 16th to the Committee on County Courts; the 22d and 23d to the Committee on Internal Improvement, and the 24th to the Committee on Education.

That they had adopted resolutions of the following titles, viz:

Resolution to print and distribute in pamphlet form the general laws of this session.

Resolution protesting against the action of Congress in placing the Southern States under military rule.

Resolution directing the printing of synopsis of general laws and titles of private laws passed at this session of the General Assembly.

Which were taken up and referred—the 1st and 3d to the Committee on Finance, and the 2d to the Committee on Federal Relations.

That they had received official information from the Governor, announcing that he had approved and signed sundry enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Russellville Stone-quarry Company.

An act for the benefit of B. Mills, late sheriff of Wayne county.

An act for the benefit of J. L. Robertson, late sheriff of Hopkins county.

An act to establish an additional justices' district in Cumberland county.

An act for the benefit of the citizens of precinct No. 1, in Mercer county.

An act to change the place of voting in district No. 6, in Carter county.

An act to change the place of voting from Millerstown to the house of Joseph Morrison, in Grayson county.

An act to grant the title of the Commonwealth acquired by escheat, in real estate, &c., owned in fee by Samuel Brindley at his death, to his children.

An act to change the place of voting in election precinct No. 4, in Greenup county.

An act to reduce into one the two voting precincts in the Buffalo district, in Carter county.

An act to change the place of voting in district No. 8, in Daviess county.

An act for the benefit of Leslie Combs.

An act for the benefit of James Bible, of Laurel county.

An act for the benefit of James Sasser, of Laurel county.

An act for the benefit of the Louisville Pilots' Benevolent and Relief Association.

An act to incorporate the Ohio River Telegraph Company.

An act to extend the limits of the town of Benton, in Marshall county.

An act to amend the charter of the Hopkins Mastodon Coal, Iron, Mining, and Manufacturing Company, approved January 11th, 1856.

An act to incorporate the Winchester, Colbyville, and Lexington turnpike road company.

An act to amend an act, entitled "An act to provide for paying the arrearages of pay due deceased soldiers," approved February 15, 1866.

An act for the benefit of the Carlisle and Sharpsburg turnpike road company.

An act for the benefit of H. O. Maraman and his associates, of Bullitt county.

An act to amend an act, entitled "An act for the benefit of the town of Barboursville, and for other purposes."

On motion, leave of indefinite absence was granted Mr. Helm.

Mr. Winfrey presented the petition of Susan E. Brake, of Cumberland county, asking the passage of an act for her benefit.

Which petition was received, the reading dispensed with, and referred to the Committee on Propositions and Grievances.

Mr. Lilly, from the Committee on Finance, asked to be discharged from the further consideration of the petition of Wm. M. Shipp.

On motion of Mr. McKenzie,

Ordered, That said petition be recommitted to the Committee on Finance, with instructions to report a bill in accordance with the prayer of the petitioner.

Mr. Stone moved a reconsideration of the vote by which the Senate disagreed to the adoption of a resolution from the House, entitled

Resolution directing the payment of the members of this General Assembly in gold.

Said motion was only entered.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to allow the school commissioners of Jefferson and other counties of this Commonwealth further time to make their reports to the Superintendent of Public Instruction.

Which bill was taken up, read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Lilly moved that a message be sent to the House asking leave to withdraw the announcement of the passage of a bill, entitled

An act to amend an act, entitled "An act to provide for auditing and paying military claims."

And the question being taken thereon, it was decided in the affirmative.

Mr. Lilly then moved that a motion to reconsider the vote passing said bill be entered.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Harrison, from the Committee on the Judiciary—

An act exempting the Board of Managers of the House of Refuge from serving on juries.

By same—

An act to incorporate the Louisville and Evansville Mail Company.

By same—

An act to amend the charter of the city of Newport.

By same—

An act to amend the mechanics' lien law, approved February 17th, 1858, for the counties of Jefferson, &c., so as to apply said act to the county of Campbell and city of Newport and county of Henderson.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Stanford and Richmond railroad company.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Lilly, from the Committee on Finance—

A bill for the benefit of the town of Mayfield.

By Mr. Botts, from the same committee—

A bill to amend and continue in force the laws in relation to the Agent of the Auditor.

By Mr. Swigert, from the Committee on Internal Improvement—

A bill to repeal the 4th section of an act, entitled "An act to incorporate the Logan county turnpike company."

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

On motion of Mr. Harrison, the 2d of said named bills was amended by striking out the 1st, 2d, and part of the 3d sections of said bill.

Ordered, That said bills, the second as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles of the 1st and 3d be as aforesaid, and that of the 2d be amended to read,

An act to continue in force the laws in relation to the Agent of the Auditor.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to amend the several acts in relation to the town of Winchester.

An act regulating the June terms of the Caldwell and Lyon circuit courts.

An act to incorporate the Lexington Passenger and Freight railroad company.

An act for the benefit of Mason Morris, sheriff of Edmonson county.

An act to incorporate the town of Slaughtersville, in Webster county.

An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Lexington.

An act to change the time and extend the terms of the Casey circuit court.

An act for the benefit of mechanics in Jessamine and Lincoln counties.

An act to extend the terms of the Garrard circuit court.

An act authorizing the Franklin county court to issue bonds.

An act for the benefit of W. S. Hodges, of Green county.

An act for the benefit of W. H. Edwards, administrator.

An act authorizing the trustees of the Simpson County Seminary to dispose of the same.

An act to amend an act, entitled "An act to incorporate the town of Sacramento, in McLean county," approved March 1st, 1860.

An act in relation to the town of Smithland, in Livingston county.

An act for the benefit of Joel W. Ferguson, sheriff of Calloway county.

An act for the benefit of the counties of Pike and Floyd.

An act for the benefit of Mary J. Gates, of Crittenden county.

An act to incorporate the Hope Fire Company of Frankfort.

An act to amend the charter of the Petersburg and Burlington turnpike road company.

An act to incorporate Cadiz Lodge, No. 159, Independent Order of Odd Fellows.

An act to authorize the town authorities of the town of Canton, in Trigg county, to build a prison-house for the confinement of persons who violate the laws of said town.

An act for the benefit of John J. Dyer, late sheriff of Trigg county.

An act relating to the fees of surveyors.

An act for the benefit of the heirs of Robert E. Grundy, deceased.

An act to amend the charter of the city of Newport.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

The Senate, according to order, took up for consideration a bill to enlarge the present Capitol and provide suitable apartments for the public officers.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of ———— dollars be, and the same is hereby, appropriated, out of any moneys in the Treasury not otherwise appropriated, for the purpose of enlarging the present Capitol, with suitable apartments for the Governor's and Secretary's Offices, Court of Appeals and their Clerk, Auditor and Treasurer, Register of the Land Office, Adjutant and Quarter-Master General, Superintendent of Public Instruction, and Librarian.

§ 2. That are hereby appointed commissioners, whose duty it shall be to employ a competent architect, and first cause to be made a suitable plan and specification of the improvements herein contemplated; and, when agreed upon by a majority of the said commissioners, it shall be their duty to advertise the same in the newspapers printed in Frankfort, one in Lexington, three in Louisville, and one in Cincinnati, that sealed proposals will be received for the execution of said work.

§ 3. That the same shall be given to the lowest and best bidder, after having first advertised, as directed, for the space of one month. The said commissioners, in deciding thereon, shall have due regard to the ability and competency of the bidder to execute the same.

§ 4. That said commissioners shall have the authority, and are hereby directed, to select a competent architect, whose duty it shall be to give strict and constant attention to the said improvements until complete, and who shall receive such compensation as said commissioners shall allow.

§ 5. That said commissioners, before they enter upon the duties hereby imposed, shall severally take an oath before some judge or justice of the peace, that they will faithfully discharge the duties hereby enjoined, and execute a joint bond, with security, payable to the Commonwealth, conditioned that they will faithfully appropriate and account for all money, from time to time, that may come to their hands for said purpose, which bond shall be taken and approved by the Governor, and filed in the office of Secretary of State.

§ 6. That should said commissioners, or either one of them, refuse to act, or hereafter die or resign, it shall be the duty of the Governor to fill such vacancy.

§ 7. That said buildings shall be made of stone, and as near fire-proof as may be.

§ 8. This act to take effect from its passage.

Mr. Swigert moved to fill the blank in the first section by inserting two hundred thousand ($200,000) dollars.

And the question being taken thereon, it was decided in the affirmative.

Mr. Bigger then moved to amend the bill in the same line, after the word "dollars," and before the word "be," the words in "current funds."

Which was adopted.

Ordered, That the blank in the first line of the second section be filled by inserting the names of the following gentlemen: W. A. Dudley, S. I. M. Major, A. G. Hodges, G. W. Craddock, J. M. Harlan, L. A. Thomas, S. B. Churchill, Philip Swigert, and Wm. Gray.

Mr. Dudley then moved to amend the 5th section, 3d line, by striking out the words "a joint bond," and insert in lieu thereof "several bonds."

Mr. Harrison then moved the following resolution in relation to said bill, viz:

Resolved, That the bill to make an appropriation for repairing the Capitol building is referred to the Committee on the Judiciary, with instructions to report a bill to submit the question of the removal of the Seat of Government from Frankfort to a vote of the people of the State at the next August election.

Mr. Helm then moved to substitute the resolution of Mr. Harrison by the following:

Resolved by the General Assembly of the Commonwealth of Kentucky, That, in the opinion of this General Assembly, the Capitol of the State ought to be removed from the town of Frankfort; and with a view to take the sense of the people of the State on the question of removal, the officers of the election at the different places of voting in the State shall open a poll for any point in the State, when required by twenty of the citizens of any county, for and against removal, stating in each case to which point the voter desires a removal.

Mr. Dudley then moved to lay the bill and resolutions relating thereto on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger.	Evan M. Garriott,	John W. F. Parker,
N. R. Black,	James Harrison,	B. W. Stone,
Wm. S. Botts,	John L. Helm,	Harrison Thompson,
Joseph H. Chandler,	O. P. Johnson,	I. C. Winfrey,
Milton J. Cook,	J. D. Landrum,	George Wright—16.
W. A. Dudley,		

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	W. W. McKenzie,
John B. Bruner,	James W. Gorin,	Elijah Patrick,
John G. Carlisle,	Wm. H. Grainger,	John A. Prall,
T. P. Cardwell,	W. C. Halbert,	George C. Riffe,
F. L. Cleveland,	T. W. Hammond,	Philip Swigert,
Thos. B. Cochran,	Henry C. Lilly,	C. T. Worthington—19.
A. D. Cosby,		

Mr. Wright then moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of the substitute proposed by Mr. Helm, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Harrison and Gorin, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	George C. Riffe,	H. Thompson,
Evan M. Garriott,	B. W. Stone,	I. C. Winfrey—7.
John L. Helm,		

Those who voted in the negative, were—

R. T. Baker,	A. D. Cosby,	Henry C. Lilly,
J. M. Bigger,	Wm. A. Dudley,	J. D. Landrum,
N. R. Black,	W. W. Gardner,	W. W. McKenzie,
William S. Botts,	James W. Gorin,	John W. F. Parker,
Jno. G. Carlisle,	Wm. H. Grainger,	Elijah Patrick,
Thos. P. Cardwell,	W. C. Halbert,	John A. Prall,
Joseph H. Chandler,	T. W. Hammond,	Philip Swigert,
F. L. Cleveland,	James Harrison,	C. T. Worthington,
Thos. B. Cochran,	O. P. Johnson,	George Wright—28.
Milton J. Cook,		

The question was then taken upon the resolution of Mr. Harrison, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and Baker, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Evan M. Garriott,	George C. Riffe,
John B. Bruner,	Wm. H. Grainger,	B. W. Stone,
Jos. H. Chandler,	James Harrison,	H. Thompson,
Milton J. Cook,	O. P. Johnson,	I. C. Winfrey,
A. D. Cosby,	J. D. Landrum,	C. T. Worthington—15.

Those who voted in the negative, were—

R. T. Baker,	Wm. A. Dudley,	W. W. McKenzie,
N. R. Black,	James W. Gorin,	John W. F. Parker,
William S. Botts,	W. C. Halbert,	Elijah Patrick,
John G. Carlisle,	T. W. Hammond,	John A. Prall,
Tho. P. Cardwell,	John L. Helm,	Philip Swigert,
F. L. Cleveland,	Henry C. Lilly,	George Wright—19.
Thos. B. Cochran,		

Pending the further consideration of said bill,

The Senate adjourned.

MONDAY, FEBRUARY 18, 1867.

A message was received from the House of Representatives, announcing that they had passed bills which originated in the Senate of the following titles, viz:

An act to incorporate the Lagrange and Shelbyville turnpike road company.

An act to repeal the 4th section of an act, entitled "An act to incorporate the Logan County turnpike company," approved January 23d, 1867.

That they had concurred in the amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act to authorize the presiding judge of the Kenton county court to sell the poor-house in said county.

An act to reduce into one the several acts in regard to the town of Lancaster.

That they had passed bills of the following titles, viz:

1. An act to prohibit the importation and sale of Texas cattle in this Commonwealth.

2. An act for the benefit of the Versailles, Clifton, and Lawrenceburg turnpike road company.

3. An act to amend the charter of the town of Hartford.

4. An act to legalize the order of the Ohio county court in leasing out part of the public square in Hartford.

5. An act for the benefit of Valentine Rodgers and wife.

6. An act for the benefit of the Southwestern Fair Grounds Association.

7. An act to amend an act, entitled "An act to incorporate the Merchants' and Traders' Insurance Company," approved January 23, 1867.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 3d, and 4th to the Committee on the Revised Statutes; the 2d to the Committee on In-

ternal Improvement, and the 5th, 6th, and 7th to the Committee on the Judiciary.

That they had adopted a resolution, entitled

Resolution providing for a recess of this General Assembly from the 21st to the 27th of February, 1867.

A message in writing was received from the Governor by Mr. Page, Assistant Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., February 18th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

L. E. Baker, of Kenton county.
L. D. Husbands, of McCracken county.
D. S. Hayes, of Christian county.
Geo. R. Latimer, of Boyle county.
W. R. Montmollen, of Fayette county.
John W. Menzies, of Kenton county.
Jas. O'Hara, jr., of Kenton county.
T. W. Campbell, of Warren county.
W. M. Thomas, of Todd county.
Wm. L. Trice, of Christian county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

A message was also received from the Governor by Mr. Page, announcing that the Governor had approved and signed an enrolled bill which originated in the Senate, entitled

An act to incorporate the Warfield Coal and Salt Company.

Mr. Gorin, from the Committee on the Judiciary, to whom had been referred bills from the House of Representatives of the following titles, viz:

An act for the benefit of negroes and mulattoes in this Commonwealth.

An act for the benefit of Indiana Anderson,

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Garriott, from the Committee on Propositions and Grievances, asked to be discharged from the further consideration of a leave to bring in a bill for the benefit of A. R. Ricketts and others.

Which was granted.

Mr. Bigger, from the Committee on the Judiciary, to whom had been referred the amendment proposed by the House of Representatives to an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to incorporate the Western and Southern Engineers' Benevolent Association of Louisville,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. Bruner, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of John J. Dyer, late sheriff of Trigg county,

Asked to be discharged from the further consideration of said bill.

Which was granted.

Ordered, That said bill be referred to the Committee on Finance.

The Senate took up for consideration the motion heretofore made by Mr. Lilly to reconsider the vote by which the Senate had passed a bill, entitled.

An act to amend an act, entitled "An act to provide for auditing and paying military claims."

And the question being taken on reconsidering said vote, it was decided in the affirmative.

Ordered, That said bill be placed in the orders of the day.

The Senate took up for consideration the motion heretofore made to reconsider the vote by which the Senate had refused to concur in the adoption of the resolution from the House of Representatives in relation to the payment of the members and officers of the present General Assembly in gold.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bigger and Gorin, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. H. Grainger,	W. W. McKenzie,
N. R. Black,	W. C. Halbert,	John W. F. Parker,

William S. Botts,	T. W. Hammond,	John A. Prall,
Thomas P. Cardwell,	O. P. Johnson,	George C. Riffe,
A. D. Cosby,	Henry C. Lilly,	Philip Swigert,
Evan M. Garriott,	J. D. Landrum,	George Wright—19.
James W. Gorin,		

Those who voted in the negative, were—

J. M. Bigger	F. L. Cleveland,	Harrison Thompson,
John B. Bruner,	Milton J. Cook,	I. C. Winfrey,
John G. Carlisle,	Elijah Patrick,	C. T. Worthington—11.
Joseph H. Chandler,	B. W. Stone,	

The question was then taken on concurring in the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bigger and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. H. Grainger,	W. W. McKenzie,
N. R. Black,	W. C. Halbert,	John W. F. Parker,
Thos. P. Cardwell,	T. W. Hammond,	John A. Prall,
A. D. Cosby,	O. P. Johnson,	George C. Riffe,
Evan M. Garriott,	Henry C. Lilly,	George Wright—17.
Jas. W. Gorin,	J. D. Landrum,	

Those who voted in the negative, were—

J. M. Bigger,	F. L. Cleveland,	Philip Swigert,
William S. Botts,	Milton J. Cook,	Harrison Thompson,
John B. Bruner,	Elijah Patrick,	I. C. Winfrey,
John G. Carlisle,	B. W. Stone,	C. T. Worthington—13.
Jos. H. Chandler,		

Resolved, That the title of said resolution be as aforesaid.

On motion of Mr. Bruner, a messege was sent to the House of Representatives, asking leave to withdraw the announcement of the passage of a bill which originated in the House of Representatives, entitled

An act to allow the school commissioners of Jefferson and other counties of this Commonwealth further time to make their reports to the Superintendent of Public Instruction.

After a short time, said bill was handed in to the Clerk's table.

On motion, the votes passing said bill, dispensing with the third reading, and ordering it to be read a third time, were reconsidered.

Said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be amend ed to read,

An act to allow the school commissioners of Jefferson county further time to make their report to the Superintendent of Public Instruction.

Mr. Botts, from the Committee on Finance, to whom had been referred resolutions from the House of Representatives of the following titles, viz:

Resolution to print and distribute in pamphlet form the general laws of this session.

Resolution directing the printing of synopses of general laws and titles of private laws passed at this session of the General Assembly,

Reported the same, with the expression of opinion that said resolutions should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been referred bills from the House of Representatives, entitled

An act to charter the Campbellsburg and Bedford turnpike company.

An act concerning the Versailles and Shryock's Ferry turnpike road in Woodford county,

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to incorporate the Covington, Maysville, and Big Sandy railroad company,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Cleveland moved to take up out of its regular order a resolution from the House of Representatives, entitled

Resolution in relation to a final adjournment of the present session of the General Assembly.

And the question being taken thereon, it was decided in the negative, two thirds not having voted therefor.

The yeas and nays being required thereon by Messrs. Wright and Gorin, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Jas. W. Gorin,	Geo. C. Riffe,
N. R. Black,	J. D. Landrum,	B. W. Stone,
Thos. P. Cardwell,	W. W. McKenzie,	Harrison Thompson,
Joseph H. Chandler,	Elijah Patrick,	C. T. Worthington,
F. L. Cleveland,	John A. Prall,	George Wright—16.
Milton J. Cook,		

Those who voted in the negative, were—

Wm. S. Botts,	W. C. Halbert,	John W. F. Parker,
John B. Bruner,	O. P. Johnson,	Philip Swigert,
Evan M. Garriott,	Henry C. Lilly,	I. C. Winfrey—10.
William H. Grainger,		

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to incorporate the Green River Manufacturing Company.

Said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the reconsideration of the vote by which the Senate had disagreed to the passage of a bill from the House of Representatives, entitled

An act for the benefit of the jailers of this Commonwealth.

And the question being taken thereon, it was decided in the affirmative.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the jailers of this Commonwealth shall hereafter be allowed the same compensation for their services in waiting on and attending to examining courts as now allowed by law to them for waiting on the circuit courts in this Commonwealth; said claims to be allowed and certified to the Auditor of this State in the same manner as is provided by law in the case of fees of officers holding courts in felony cases.

§ 2. This act to take effect from its passage.

Mr. Cleveland moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Bigger, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	J. D. Landrum,
J. M. Bigger,	A. D. Cosby,	John W. F. Parker,
Wm. S. Botts,	W. C. Halbert,	Elijah Patrick,
John B. Bruner,	O. P. Johnson,	Philip Swigert,
Jos. H. Chandler.	Henry C. Lilly,	I. C. Winfrey—16.
F. L. Cleveland,		

Those who voted in the negative, were—

N. R. Black,	T. W. Hammond,	H. Thompson,
John G. Carlisle,	W. W. McKenzie,	C. T. Worthington,
Tho. P. Cardwell,	George C. Riffe,	George Wright—11.
Evan M. Garriott,	B. W. Stone,	

The Senate took up for consideration the disagreement between the two Houses in relation to amendments proposed by the Senate to a bill from the House of Representatives, entitled

An act for the benefit of W. W. Cox, late sheriff of Morgan county.

The original bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the further time until the 15th day of June, 1867, be allowed W. W. Cox, late sheriff of Morgan county, to pay into the Treasury the balance of the revenue tax for the years 1860 and 1861; and upon the payment thereof the Auditor is authorized to release the interest and damages upon the judgments against said Cox and his securities for said years: *Provided*, His securities shall appear before the Morgan county court and give their assent to said extension.

§ 2. This act to take effect from its passage.

The amendment proposed by the Senate reads as follows:

Section 1, line 9, strike out the words "interest and."

The question was then taken on receding from the amendment proposed by the Senate, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Baker, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Evan M. Garriott,	W. W. McKenzie,
Wm. S. Botts,	James W. Gorin,	George C. Riffe,
John B. Bruner,	W. C. Halbert,	B. W. Stone,
John G. Carlisle,	T. W. Hammond,	Harrison Thompson
F. L. Cleveland,	O. P. Johnson,	I. C. Winfrey—15.

Those who voted in the negative, were—

R. T. Baker,	Henry C. Lilly,	Philip Swigert,
N. R. Black,	J. D. Landrum,	C. T. Worthington,
Tho. P. Cardwell,	John W. F. Parker,	George Wright—11.
Milton J. Cook,	Elijah Patrick,	

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to reduce toll on hay on the Kentucky river.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Garriott and Baker, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	O. P. Johnson,	George C. Riffe,
Wm. S. Botts,	J. D. Landrum,	B. W. Stone,
F. L. Cleveland,	W. W. McKenzie,	Harrison Thompson,
Evan M. Garriott,	Elijah Patrick,	I. C. Winfrey—13.
T. W. Hammond,		

Those who voted in the negative, were—

R. T. Baker,	Jos. H. Chandler,	John W. F. Parker,
N. R. Black,	Milton J. Cook,	Philip Swigert,
John B. Bruner,	W. C. Halbert,	C. T. Worthington,
Thos. P. Cardwell,	Henry C. Lilly,	George Wright—12.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the disagreement between the two Houses in relation to amendments proposed by the Senate to a bill from the House of Representatives, entitled

An act to increase the salary of the Governor of this Commonwealth.

The question was then taken on receding from the amendments proposed by the Senate to said bill, and it was decided in the affirmative.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Garriott, from the Committee on Propositions and Grievances—

An act for the benefit of Uriah Winchell, of Grayson county.

By Mr. Bruner, from the Committee on the Revised Statutes—

An act to amend the charter of the Petroleum Fire and Marine Insurance Company of Campbell county.

By same—

An act to incorporate the Newport Temple of Honor, No. 1.

By same—

An act to incorporate the Preston Lodge, No. 281, of Free and Accepted Masons.

By same—

An act to incorporate Briensburg Lodge, No. 401, of Free and Accepted Masons, in Marshall county.

By same—

An act to amend the charter of the town of Louisa, Lawrence county.

By same—

An act to incorporate the Sparta Lodge, No. 260, of Free and Accepted Masons.

By same—

An act to incorporate the Cumberland and Ohio River Transportation Company.

By same—

An act to incorporate the town of Bethel, in Bath county.

By same—

An act to incorporate the Muldrough's Mountain Sanitary Company.

By same—

An act to authorize the trustees of the town of Albany to sell a portion of Jefferson street in said town.

By same—

An act to amend the charter of the town of Springfield.

By same—

An act to amend an act, entitled "An act to incorporate the Nolin Mining and Manufacturing Company," approved March 10th, 1854, and changing the name of said company to that of the Lawrence Mining and Manufacturing Company.

By same—

An act to establish and incorporate the district of Highlands, in Campbell county.

By same—

An act to incorporate the Harmonia Lodge, No. 60, of U. D. O. H., or Independent German Order of Harugari.

By same—

An act to incorporate the town of Fairview, in the counties of Todd and Christian.

By Mr. Wright, from the Committee on Agriculture and Manufactures—

An act to incorporate the Greenland Association for the Improvement of the Breed of Horses.

By Mr. Baker, from the Committee on County Courts—

An act to empower the county court of Henry county to subscribe stock in aid of turnpike roads in said county.

By Mr. C. T. Worthington, from the Committee on Education—

An act for the better organization of public schools in the city of Frankfort.

By same—

An act to amend an act, entitled "An act to incorporate Madison Female Institute," approved January 26, 1858.

By Mr. Wright, from the same committee—

An act to amend an act to incorporate the New Liberty Institute.

By same—

An act to incorporate the Milburn Male and Female Academy.

By Mr. Botts, from the Committee on Finance—

An act for the benefit of the committee of the Henry county court.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Riley's Station and South Fork turnpike road company.

By same—

An act to incorporate the Maxville and North Fork Station turnpike road company.

By same—

An act to incorporate the Flag Run turnpike road company.

By same—

An act to incorporate the Waterford and Plum Creek turnpike road company.

By same—

An act to amend the charter of the Bank Lick turnpike company.

By same--

An act to amend an act to incorporate the Hillsboro and Phelps' Mill turnpike road company.

By Mr. Stone, from the same committee—

An act to incorporate the Willow Run turnpike company of Kenton county.

By same—

An act incorporating the Bank Lick and Lexington Road Junction turnpike company.

By same—

An act to incorporate the Hopewell and Bethlehem turnpike road company.

By Mr. Chandler, from the same committee—

An act to amend an act, entitled "An act to incorporate the Lebanon and Bradfordsville turnpike company," approved March 6th, 1850.

By same—

An act to incorporate the Millville, Frankfort, and Versailles turnpike road company.

By same—

An act to incorporate the Carlisle, Concord, Union, and Sharpsburg turnpike road company.

By Mr. Bruner, from the Committee on the Revised Statutes—

An act to incorporate the town of Murphysville, in Mason county.

By same—

An act to amend the charter of New Liberty and subsequent acts relating to said town.

By same—

An act to incorporate the town of Berry Station, in Harrison county.

By same—

An act for the benefit of the town of Dixon, in Webster county.

By same—

An act to charter the town of Salyersville, in Magoffin county.

By same—

An act to incorporate the Allensville Milling and Manufacturing Company.

By Mr. Cleveland, from the Committee on Banks—

An act to incorporate the Bank of Cadiz.

By Mr. Bigger, from the Committee on Circuit Courts—

An act supplying certain public books to the Letcher and Hancock circuit and county courts.

By same—

An act to furnish certain books to the Lawrence circuit and quarterly court clerks' offices.

By Mr. Baker, from the Committee on County Courts—

An act to authorize the county court of Trimble county to sell the poor-house of said county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Mulberry and Consolation turnpike road company.

By same—

An act to incorporate the Shelby and Oldham turnpike road company.

By same—

An act to incorporate the Eminence and Ballardsville turnpike road company.

By same—

An act to incorporate the Imlay's Run turnpike road, in Henry county.

With amendments to the last fourteen named bills.

Which were adopted.

Ordered, That said bills, the last fourteen as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bigger, from the Committee on the Judiciary—

1. A bill to incorporate the Rural Academy, of Fulton county.

By same—

2. A bill to repeal an act, approved February 17th, 1866, entitled "An act to amend the law of limitation in certain cases."

By same—

3. A bill to amend the charter of Madisonville, in Hopkins county.

By Mr. Carlisle, from the same committee—

4. A bill to amend an act, entitled "An act to authorize proceedings to be instituted for the forfeiture of the charters of railroad, turnpike, or bridge companies in certain cases," approved January 30, 1866.

By Mr. Gorin, from the Committee on the Judiciary—

5. A bill concerning certain marriages.

By Mr. Prall, from the Committee on Circuit Courts—

6. A bill to incorporate the Paris, Winchester, Richmond, and East Tennessee railroad company.

By Mr. C. T. Worthington, from the Committee on Education—

7. A bill to incorporate the Frankfort Female University.

By Mr. Gorin, from the Committee on the Judiciary—

8. A bill for the benefit of W. R. McFerran, late presiding judge of the Barren county court.

By same—

9. A bill for the benefit of B. F. Jameson, sheriff of Hart county.

By same—

10. A bill for the benefit of H. S. Shondy, late sheriff of Hart county, and his qualified deputies.

By Mr. Bigger, from the same committee—

11. A bill to amend an act to incorporate the Paducah and Tennessee railroad company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st, 2d, 3d, 5th, 7th, 8th, 9th, 10th, and 11th were ordered to be engrossed and read a third time; the 4th was made the special order of the day for Wednesday next, at 11 o'clock, and the 6th was ordered to be printed and made the special order for Thursday next, at 10¼ o'clock.

The constitutional provision as to the third reading of the 1st, 2d, 3d, 5th, 7th, 8th, 9th, 10th, and 11th of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following petitions were presented, viz:

By Mr. Carlisle—

1. The petition of citizens of South Covington, asking the passage of an act incorporating said town.

By Mr. Parker—

2. The petition of the Pulaski county court, asking the passage of an act authorizing the sale of a part of the public grounds in aid of a fund to build a new jail.

By Mr. Winfrey—

3. The petition of Joseph A. Kelsey, of Adair county, asking the passage of an act for his benefit.

Which petitions were received, the reading dispensed with, and they were referred—the 1st to the Committee on the Judiciary, and the 2d and 3d to the Committee on County Courts.

Leave was given to bring in the following bills, viz:

On motion of Mr. Black—

1. A bill to repeal so much of an act, approved February 6th, 1866, as relates to the trustees of the town of Marion.

On motion of Mr. Halbert—

2. A bill for the benefit of the city council of Vanceburg, in Lewis county.

On motion of same—

3. A bill to levy a tax to aid in building turnpike roads in Lewis county.

On motion of same—

4. A bill to amend an act, entitled "An act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville turnpike road company.

The Committee on the Revised Statutes were directed to prepare and bring in the 1st, and the Committee on Internal Improvement the 2d, 3d, and 4th.

Mr. Stone read and laid on the table the following joint resolutions, viz:

1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That Kentucky, in the future as in the past, stands prepared to unsheath the sword in support of the Constitution and the Union and equality of the States.

2. That, on the 22d of February, 1867, at 12, M., the national flag be hoisted over the Capitol, and the Governor be, and he is hereby, requested to cause to be fired a national salute of one gun for each State in the American Union, including the ten Southern States now unlawfully and unconstitutionally deprived of representation by a fanatical faction in Congress.

3. That the Sergeants-at-Arms of the Senate and House of Representatives be directed to have the provisions of the foregoing resolution in relation to the flag carried out.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the town of Prestonville.

An act to incorporate the Lawrence County Mining, Manufacturing, and Transportation Company.

An act to allow Andrew J. Gibony, late judge of Casey county court, to solemnize the rites of matrimony,

An act for the benefit of Meckelberry Bristow, of Crittenden county.

And enrolled bills from the Senate of the following titles, viz:

An act to incorporate the Parker Lead Company.

An act to amend an act, entitled "An act to incorporate the town of Hustonville."

An act to incorporate the Hopkins Coal Company.

An act to incorporate Covenant Lodge, No. 22.

An act amending the laws incorporating the town of London.

An act for the benefit of the trustees of the town of Hopkinsville, Kentucky.

An act to incorporate the Paducah and St. Louis Tannery.

An act to incorporate the Three Springs Lodge, No. 417, of Ancient York Masons, of Barren county.

An act to amend an act, entitled "An act to incorporate the Poor Man's Mutual Life Insurance Company, of Louisville."

An act to amend an act chartering the Muldrough's Hill, Campbellsville, and Columbia turnpike road company.

An act to incorporate the Grassy Gap Herding, Mining, Manufacturing, and Transportation Company.

An act to charter the Paducah Wooden Ware Manufacturing Company.

An act to charter the Louisville Chemical Works.

An act incorporating the Board of Directors of the Louisville Base Ball Club.

An act amending an act, entitled "An act to incorporate the town of Horse Cave, in Hart county," approved February 17, 1864.

An act to amend the city charter of Paducah.

An act to amend the charter of the town of Campbellsville.

An act to charter the Fayette College of Lexington.

An act to amend an act to incorporate the towns of Cloverport and Lower Cloverport into the town of Cloverport.

An act in relation to the election of members to the Fortieth Congress.

An act to amend the charter of the Kentucky Company.

An act to charter the Kentucky Industrial and Immigration Association.

An act to charter the Campbellsville Brass Band.

An act to repeal the 4th section of an act, entitled "An act to incorporate the Logan County turnpike company," approved January 23d, 1867.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

And then the Senate adjourned.

TUESDAY, FEBRUARY 19, 1867.

A message was received from the House of Representatives, announcing that they had passed bills which originated in the Senate of the following titles, viz:

An act for the benefit of John Haly.

An act to amend the charter of the Commonwealth's Insurance Company of Kentucky.

An act to quiet all disturbances growing out of the late rebellion.

An act to provide for paying the Adjutant General and the clerks of his office salaries for the year commencing February 17th, 1867.

An act to legalize the official acts of James S. Lithgow as mayor of the city of Louisville.

With amendments to the last three named bills.

That they had disagreed to the passage of bills which originated in the Senate of the following titles, viz:

An act for the benefit of G. W. Darlington, of the county of Greenup.

An act to repeal an act, entitled "An act to amend the charter of the Lexington and Big Sandy railroad company."

That they had concurred in the amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act to incorporate the Stanford and Richmond railroad company.

An act to allow the school commissioners of Jefferson and other counties of this Commonwealth further time to make their reports to the Superintendent of Public Instruction.

An act to regulate insurance companies.

With an amendment to the amendment proposed by the Senate to the last named bill.

That they had passed bills of the following titles, viz:

1. An act for the benefit of B. F. Jameson, of Hart county.
2. An act for the benefit of Warren Harris.
3. An act for the benefit of Fleming county for keeping a pauper lunatic.
4. An act for the benefit of John Friend, of Floyd county.
5. An act providing for the subscription of stock in railroad companies by the county of Mason.
6. An act providing for the subscription of stock in railroad companies by the city of Maysville.
7. An act to amend an act, entitled "An act authorizing the sale of the Maysville and Big Sandy railroad, and providing for the organization of a new company to construct said road."
8. An act to declare the Kentucky Gazette, published at Lexington, an authorized newspaper in this Commonwealth.
9. An act to protect the farmers of Jefferson county from trespass.
10. An act for the benefit of John Locke, late sheriff of Daviess county.
11. An act for the benefit of James and Thomas Forbush, of Henry county.
12. An act to incorporate the Kentucky Club, of Louisville.
13. An act for the benefit of the Belleview and Petersburg election districts, in Boone county.
14. An act to amend the charter of the town of Petersburg, in Boone county.

15. An act to protect the farmers of Campbell county.

16. An act to amend the charter of the town of Harrodsburg.

17. An act for the benefit of Louisa, Jack, and Green Hall.

18. An act authorizing constables of Ballard county to execute writs of forcible entry and detainer.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, 4th, and 10th to the Committee on Finance; the 5th, 6th, 7th, and 13th to the Committee on Internal Improvement; the 8th, 9th, 14th, and 16th to the Committee on the Revised Statutes; the 11th, 12th, 17th, and 18th to the Committee on the Judiciary, and the 15th to the Committee on County Courts.

That they had adopted a resolution, entitled

Resolution amendatory of the resolution to pay the members and officers of this General Assembly in gold.

That they had received official information from the Governor, announcing that he had approved and signed sundry enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Seventh-street Market-house in the city of Louisville.

An act to incorporate the Philharmonic Society of Louisville.

An act to make Nannie J. Everett the heir at law of Joshua Talbott.

An act to amend the charter of Jamestown.

An act to amend an act, entitled "An act to divide Poosey precinct, in Madison county."

An act to declare the Kentucky Statesman, printed at Lexington, an authorized newspaper in this Commonwealth.

An act for the benefit of H. F. Bowen, late sheriff of Kenton county.

An act for the benefit of Young E. Hurt, late sheriff of Adair county.

An act to incorporate the Eminence and Bethlehem turnpike road company.

An act to discontinue a certain street in the town of Catlettsburg in Boyd county.

An act to authorize common carriers to sell property to pay charges in certain cases.

An act to amend the charter of the city of Newport.

An act to incorporate the town of Slaughtersville, in Webster county.

An act to incorporate Cadiz Lodge, No. 159, Independent Order of Odd Fellows.

An act for the benefit of Mason Morris, sheriff of Edmonson county.

An act to amend the several acts in relation to the town of Winchester.

An act for the benefit of Mary J. Gates, of Crittenden county.

An act for the benefit of W. H. Edwards, administrator.

An act authorizing the trustees of the Simpson County Seminary to dispose of the same.

An act to amend an act, entitled "An act to incorporate the town of Sacramento, in McLean county," approved March 1st, 1860.

An act in relation to the town of Smithland, in Livingston county.

An act for the benefit of Joel W. Ferguson, sheriff of Calloway county.

An act for the benefit of the counties of Pike and Floyd.

An act for the benefit of John J. Dyer, late sheriff of Trigg county.

An act relating to the fees of surveyors.

An act for the benefit of the heirs of Robert E. Grundy, deceased.

An act to authorize the town authorities of the town of Canton, in Trigg county, to build a prison-house for the confinement of persons who violate the laws of said town.

An act to amend the charter of the Petersburg and Burlington turnpike road company.

An act to incorporate the Lexington Passenger and Freight railroad company.

An act authorizing the Franklin circuit court to issue bonds.

An act to extend the terms of the Garrard circuit court.

An act for the benefit of mechanics in Jessamine and Lincoln counties.

An act regulating the June terms of the Caldwell and Lyon circuit courts.

An act to change the time and extend the terms of the Casey circuit court.

An act for the benefit of W. S. Hodges, of Green county.

An act to incorporate the Hope Fire Company of Frankfort.

An act to reduce into one, amend, and digest the acts and amendatory acts incorporating the city of Lexington.

A message was received from the House of Representatives, announcing that they had passed bills of the following titles, viz:

An act to authorize the county court of Carroll county to appoint a bridge and road commissioner and levy a tax for bridge and road purposes.

An act to amend the charter of the Louisville Water Company.

Which last named bill was twice read and referred to the Committee on the Judiciary.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act to charter the Owensboro and Russellville railroad company,

Reported the same, with sundry amendments.

One of the amendments proposed by the committee was to locate the road so that it should pass through or within one mile of Calhoon, otherwise the county of McLean should not be compelled to take stock therein.

And the question being taken on the adoption of the amendment, it was decided in the negative.

The yeas and nays being required thereon by Messrs. O. P. Johnson and Wright, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Wm. Johnson,	Philip Swigert,
John B. Bruner,	W. W. McKenzie,	I. C. Winfrey,
A. D. Cosby,	George C. Riffe,	C. T. Worthington,
James Harrison,	B. W. Stone,	George Wright—13.
John L. Helm,		

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	Henry C. Lilly,
N. R. Black,	Evan M. Garriott,	J. D. Landrum,
T. P. Cardwell,	W. C. Halbert,	John W. F. Parker,
F. L. Cleveland,	T. W. Hammond,	Elijah Patrick,
Milton J. Cook,	O. P. Johnson,	H. Thompson—15.

The other amendments proposed by the committee were then adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion, leave of indefinite absence was granted to Messrs. Carlisle, Patrick, and Prall.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Sandy Valley Railroad and Improvement Company,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. C. T. Worthington, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Cumberland Hospital, at Smithland,

Reported the same, with an amendment as a substitute for said bill.

Ordered, That the further consideration of said bill be postponed and made the special order of the day for to-morrow, at 10½ o'clock, A. M.

A message was received from the Governor by Mr. VanWinkle, Secretary of State, announcing that the Governor had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act in relation to the election of members to the Fortieth Congress.

An act to repeal the 4th section of an act, entitled "An act to incorporate the Logan County turnpike company," approved January 23d, 1867.

An act to amend an act chartering the Muldrough's Hill, Campbellsville, and Columbia turnpike road company.

An act to charter the Kentucky Industrial and Immigration Association.

An act to incorporate the Three Springs Lodge, No. 417, of Ancient York Masons, of Barren county.

An act to incorporate the Parker Lead Company.

An act amending an act, entitled "An act to incorporate the town of Horse Cave, in Hart county," approved February 17, 1864.

An act to amend an act, entitled "An act to incorporate the Kentucky Lead Mining Company," approved February 14th, 1865, and an amendment thereto, approved May 26th, 1865.

An act to amend an act, entitled "An act to incorporate the Poor Man's Mutual Life Insurance Company, of Louisville."

An act to incorporate the Paducah and St. Louis Tannery.

An act to charter the Fayette College of Lexington.

An act to amend an act, entitled "An act to incorporate the town of Hustonville."

An act amending the laws incorporating the town of London.

An act to amend the city charter of Paducah.

An act to amend an act to incorporate the towns of Cloverport and Lower Cloverport into the town of Cloverport.

An act to amend the charter of the town of Campbellsville.

An act to charter the Campbellsville Brass Band.

An act to incorporate Covenant Lodge, No. 22.

An act incorporating the Board of Directors of the Louisville Base Ball Club.

An act to charter the Paducah Wooden Ware Manufacturing Company.

An act to charter the Louisville Chemical Works.

An act for the benefit of the trustees of the town of Hopkinsville, Kentucky.

An act to incorporate the Hopkins Coal Company.

An act to incorporate the Grassy Gap Herding, Mining, Manufacturing, and Transportation Company.

Mr. Bigger, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Jefferson County Sporting Club,

Reported the same without amendment.

Mr. Cleveland moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Baker, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	Henry C. Lilly,	H. Thompson,
F. L. Cleveland,	J. D. Landrum,	I. C. Winfrey,
W. W. Gardner,	W. W. McKenzie,	C. T. Worthington,
T. W. Hammond,	George C. Riffe,	George Wright—13.
James Harrison,		

Those who voted in the negative, were—

R. T. Baker,	Thos. B. Cochran,	O. P. Johnson,
J. M. Bigger,	Evan M. Garriott,	Wm. Johnson,

William S. Botts,	Wm. H. Grainger,	Elijah Patrick,
Tho. P. Cardwell,	W. C. Halbert,	B. W. Stone,
Jos. H. Chandler,	John L. Helm,	Philip Swigert—15.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	Wm. Johnson,
J. M. Bigger,	Evan M. Garriott,	Elijah Patrick,
John B. Bruner,	Wm. H. Grainger,	B. W. Stone,
Thos. P. Cardwell,	W. C. Halbert,	Philip Swigert,
Joseph H. Chandler,	John L. Helm,	H. Thompson,
Thos. B. Cochran,	O. P. Johnson,	C. T. Worthington—19.
A. D. Cosby,		

Those who voted in the negative, were—

N. R. Black,	James Harrison,	John W. F. Parker,
William S. Botts,	Henry C. Lilly,	George C. Riffe,
F. L. Cleveland,	J. D. Landrum,	I. C. Winfrey,
T. W. Hammond,	W. W. McKenzie,	George Wright—12.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the reconsideration of the vote by which they had disagreed to the passage of a bill from the House of Representatives, entitled.

An act for the benefit of the estates of John R. and Wm. Woodfill.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Mr. Bigger, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of petit jurors of Monroe and other counties,

Reported the same without amendment.

Said bill was then amended by striking out Butler and Muhlenburg counties.

Mr. J. D. Landrum moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. Bigger, from the same committee, reported a bill to repeal a resolution of the House of Representatives in relation to the payment of the members and officers of this General Assembly in gold.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Said bill was recommitted to the committee.

Mr. Baker moved that a messenger be sent to the House of Representatives, asking leave to withdraw the announcement of the disagreement of the Senate to a bill from the House of Representatives, entitled

An act to charter the Campbellsburg and Bedford turnpike road company.

Mr. Cochran, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of C. S. Green, of Hopkins county,

Reported the same without amendment.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

So said bill was disagreed to.

Mr. Helm, from the Committee on Privileges and Elections, to whom had been referred a bill from the House of Representatives, entitled

An act to establish an additional justices' district in Breathitt county,

Reported the same without amendment.

Mr. Cardwell moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cardwell and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Milton J. Cook,	John W. F. Parker,
N. R. Black,	W. W. Gardner,	Elijah Patrick,
John B. Bruner,	O. P. Johnson,	B. W. Stone,
Thos. P. Cardwell,	Henry C. Lilly,	Philip Swigert,
F. L. Cleveland,	J. D. Landrum,	C. T. Worthington,
Thos. B. Cochran,	W. W. McKenzie,	George Wright—18.

Those who voted in the negative, were—

J. M. Bigger,	W. C. Halbert,	Wm. Johnson,
Wm. S. Botts,	T. W. Hammond,	George C. Riffe,
Jos. H. Chandler,	James Harrison,	Harrison Thompson,
A. D. Cosby,	John L. Helm,	I. C. Winfrey—13.
Evan M. Garriott,		

Mr. Cleveland, from the Committee on Banks, reported a bill to amend an act, entitled "An act to incorporate the Tobacco Exchange Bank," approved January 25th, 1867.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Harrison moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Harrison and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	James Harrison,	I. C. Winfrey,
Jos. H. Chandler.	Henry C. Lilly,	C. T. Worthington,
Thos. B. Cochran,	W. W. McKenzie,	George Wright—11.
Milton J. Cook,	John W. F. Parker,	

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	Wm. Johnson,
J. M. Bigger,	Wm. H. Grainger,	J. D. Landrum,
John B. Bruner,	W. C. Halbert,	George C. Riffe,
Tho. P. Cardwell,	T. W. Hammond,	Philip Swigert,
F. L. Cleveland,	John L. Helm,	H. Thompson—17.
A. D. Cosby,	O. P. Johnson,	

Ordered, That said bill be engrossed and read a third time.

Said bill was read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the 6th section of the act to which this is an amendment be so amended as to authorize the sale of any and all of the bonds, securities, merchandise, or other property which said bank is authorized to receive on pledge for money loaned or debts due, on the same terms and conditions that "United States bonds or certificates of indebtedness or the bonds of the State of Kentucky" are authorized to be sold by said bank in the section of the act to which this is an amendment: *Provided, however*, That no such sales as are mentioned in the said 6th section shall be made, unless the same be made in accordance with an agreement in writing, signed at the time of the loan or renewal thereof.

§ 2. The Legislature reserves the right to alter or repeal this amendment at pleasure.

§ 3. This act shall take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Harrison and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	F. L. Cleveland,	J. D. Landrum,
J. M. Bigger,	William H. Grainger,	George C. Riffe,
Wm. S. Botts,	W. C. Halbert,	B. W. Stone,
John B. Bruner,	T. W. Hammond,	Philip Swigert—14.
Tho. P. Cardwell,	Wm. Johnson,	

Those who voted in the negative, were—

N. R. Black,	Evan M. Garriott,	John W. F. Parker,
Joseph H. Chandler,	James Harrison,	Harrison Thompson
Thos. B. Cochran,	O. P. Johnson,	I. C. Winfrey,
Milton J. Cook,	Henry C. Lilly,	C. T. Worthington,
A. D. Cosby,	W. W. McKenzie,	George Wright—15.

On motion of Mr. Halbert, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill which originated in the House of Representatives, entitled

An act to incorporate the Murphysville Manufacturing Company.

After a short time, said bill was handed in to the Clerk's table.

On motion of Mr. Harrison, a message was sent to the House of Representatives, asking leave to withdraw the announcement of their passage of a bill which originated in the Senate, entitled

An act to amend and continue in force the laws in relation to the Agent of the Auditor.

Mr. J. D. Landrum, from a select committee, made the following report in relation to the Institution for the Education and Training of Idiots and Feeble-minded Children, viz:

The Committee on Education, in obedience to a resolution adopted by the Senate on the 22d day of January, 1867, instructing them to visit the Institution for the Education of Feeble-minded Children, and examine into its management, &c., &c., report as follows:

We have visited the Institution above named more than once, and have thoroughly examined into its management, discipline, progress of the inmates, the health, &c., of the same, and take pleasure in saying, that the management of said Institution is all that we could expect, and is in every way satisfactory to the committee, and reflects *much* credit upon the Superintendent, Matron, and Teachers. Indeed, the committee were highly gratified in finding that these imbeciles are so

amply provided with all the facilities for the culture and development of their physical, mental, and moral capacities.

There are forty-eight pupils—twenty-three of whom are males, and twenty-five females—between the ages of four and one half years and twenty years of age, most of whom are upon the charity of the State. There is one pupil from each of the following States, viz: Louisiana, Tennessee, Illinois, Indiana, and California, all of whom pay their way. We find that some four or five pupils exhibit symptoms of scrofula, and five are doubtless epileptic; but the pupils generally appear to be healthy, and are cleanly, well dressed, and well cared for.

We are satisfied that the medical services already employed are sufficient, in every respect, for the wants of the Institution; for this is a *school*, and not a hospital or an asylum. And when some additional improvements shall have been made, such as bathing facilities, water-closets, &c., which, we are informed by the Superintendent, will be made the present year, out of the funds now on hand in the treasury of the Institution, very great inconvenience will be obviated. These improvements are, in our judgment, absolutely necessary, and should be made at an early day.

Your committee are of opinion that the building should be enlarged by building the wings, as originally contemplated, or at least one wing. The original plan contemplated the erection of the water-closets and baths in the wings, and *not* in the main building. One wing completed, as per plan, would afford all needed facilities at present, and accommodation for fifty or sixty more pupils, and the better to separate the males and females, as well as the epileptics; for we are satisfied that the epileptics should not be permitted to remain at all times with the other pupils.

We are convinced that said Institution is no longer an experiment, but a decided success. Consequently, it is our imperative duty to urge upon the people of our State the great importance of forwarding all imbeciles to this Institution, especially those whose destitute condition at home render them objects of pity—wallowing in their filth, almost, if not entirely, neglected—being deprived the privilege of being taught cleanliness, self-respect, useful lessons, and employment, such as are successfully taught and practiced in said Institution, and thereby relieve the State, in a great degree, of the payment of from $30,000 to $35,000 annually for their maintenance at their homes. We think the General Assembly should not hesitate to make such an appropriation as will put the buildings in a condition to accommodate all of that unfortunate class of persons within our State. We hope that every member of both Houses of the present Legislature will visit said school and witness the exercises and progress of the pupils. Not only are they being taught the elements of a common English education, but are taught music, which they learn readily, as well as many useful domestic employments, such as gardening, broom-making, sewing, knitting, and all kinds of household work. We examined samples of their work which was entirely satisfactory.

The boys have also been instructed, to some extent, in agriculture and horticulture. There is a farm of sixty acres belonging to the

Institution, which lies adjoining thereto, and is being cultivated for the purpose of giving such exercise and instruction in open air and sunshine as will conduce to the health and vigor of the pupils, and improvement of their condition, both physical and mental; and furthermore, that perchance some of them may ultimately acquire a self-sustaining practical knowledge, which in after life may enable them to obtain a livelihood and take their places in society, thereby relieving the State or their friends of the burden of sustaining them.

Your committee are thoroughly satisfied that the Superintendent is alive to the best interests of the Institution, and will spare no means of obtaining and putting into practical operation any and every appliance for developing the capacities of these imbeciles; not that all, but some, can and may be made self-sustaining. We are aware that *idiots proper* can be benefited but very little, and are generally almost hopelessly diseased; but such as are feeble-minded or imbecile can be benefited to a considerable extent. It was not contemplated by the act establishing this school that it was to be an asylum or hospital for idiotic children, but that it should be a *school* for educating and training feeble-minded children, and as such it should ever be regarded.

We can see no good reason for any change of Superintendent, Matron, or Teachers, but believe that two more attendants are necessary, that the pupils may have the necessary attention at all times. But there are good and sufficient reasons why the present Superintendent, Matron, and Teachers should be retained. Whilst these children are deprived of some capacities and sensibilities common to children of sound minds, yet they are not devoid of that affection for a friend, parent, or protector, that is common to all. To love our benefactors is one of the instincts of our nature, and is forcibly exemplified even by these imbeciles. This love and affection for the Matron and Teachers, as well as the Superintendent, is most strikingly developed in many of the feeble-minded children. Some of them have learned only to love, and know not to hate. Could we but recall to our minds the force of our childhood affections for parents and friends, then we could appreciate the heaven-born attribute of which we are speaking. These children appear to be, and are evidently, passionately fond of their preceptors, and that this affection is sufficiently reciprocated we could not for a moment doubt, for we have unmistakable evidence that the Superintendent, Matron, and Teachers are devoted to these little Providence-smitten beings, and have for them that tender care and anxiety that can be surpassed, if at all, only by the fondest parent. We would respectfully call the attention of the General Assembly to the able and lucid report of the *ex-officio* Commissioners of the Kentucky Institution for the Education and Training of Feeble-minded Children, recently laid upon our tables, in which this whole matter is ably discussed.

In conclusion, we tender our thanks to the Superintendent, Matron, Teachers, and Physician for the readiness with which they furnished us such information as we desired, and for many courtesies, and take pleasure in stating that the Matron and Teachers are entitled to the profound gratitude of the State for their self-sacrificing devotion to

and untiring efforts to nourish, cultivate, and develop the minds and cheer the hearts of these little dependents intrusted to their care.

All of which is respectfully submitted.

J. D. LANDRUM,
GEO. WRIGHT.

While there is couched in this "report" much that I most heartily indorse, there are some sentiments and statements that my sense of duty compel me to dissent from; and I find that if I should attempt to enumerate the many sentiments and facts therein contained that I indorse, and also those that I dissent from, it would lengthen out the "report" to too great a length. I therefore, with great respect for the motives that impelled those gentlemen who subscribed to the "report," beg leave to dissent from the same.

B. W. STONE.

Ordered, That said report be printed and referred to the Committee on Finance.

The Senate took up for consideration the disagreement between the two Houses in relation to an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act for the benefit of Wm. Ryan, late sheriff of Calloway county.

And the question being taken on receding from the amendment proposed by the Senate, it was decided in the affirmative.

The Senate took up for consideration the reconsideration of the vote by which the Senate refused to pass a bill which originated in the House of Representatives, entitled

An act to amend the charter of the Kentucky Company.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be referred to the Committee on the Judiciary.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Stone, from the Committee on Internal Improvement—

An act to change the Glasgow and Scottsville turnpike road.

By Mr. Harrison, from the Committee on the Judiciary—

An act to amend an act, entitled "An act to incorporate the Newport Cemetery Company."

By same—

An act to incorporate the Societa Di Union E Fratellanza Italiana in Louisville.

By same—

An act to incorporate the Sick, Widows', and Orphans' Benevolent Society of the Evangelic St. Peter's Congregation of Louisville.

By same—

An act to incorporate the Relief Society of the St. John's German Evangelical Church of Louisville.

By same—

An act to amend an act to extend the charter of the Louisville Gas Company, approved January 30, 1867.

By same—

An act incorporating the German Benevolent Association at Hickman.

By same—

An act to incorporate the Operatives' Foundry Association, No. 1, of Kentucky.

By same—

An act to alter the name of the United German Evangelical Congregation of the St. John's Church in Louisville.

By same—

An act to incorporate the Louisville and New Orleans Packet Company.

By same—

An act to incorporate the People's Market-house Company of Louisville.

By same—

An act for the benefit of Valentine Rodgers and wife.

By same—

An act to amend an act, entitled "An act to incorporate the Merchants' and Traders' Insurance Company," approved January 23d, 1867.

By same—

An act for the benefit of the Southwestern Fair Grounds Association.

By same—

An act to amend the charter of the Louisville Water-works Company.

By Mr. Bigger, from the same committee—

An act to incorporate the Hickman Fire and Marine Insurance Company.

By same—

An act to close an alley in Newcastle.

By same—

An act to amend the several acts incorporating the town of Williamstown, and making the office of police judge in said town elective.

By same—

An act to incorporate the Bull Patent Brick Machine Company of Louisville.

By Mr. Helm, from the Committee on Privileges and Elections—

An act creating an additional justices' and voting precinct in Perry county.

By same—

An act to establish an additional voting precinct and justices' district in Mason county.

By same—

An act to change the voting place in Elk Fork precinct, in Lewis county.

By Mr. Bruner, from the Committee on the Revised Statutes—

An act to authorize a special equity and criminal term of the Shelby circuit court.

By same—

An act legalizing the acts of the police judge of Harrodsburg.

By same—

An act authorizing the sale of a lot in Bewleyville.

By same—

An act to amend an act, entitled "An act to incorporate Elizabethtown," approved 9th of February, 1850, and the several acts amendatory thereto, and to extend the corporate limits of said town.

By Mr. Halbert, from the Committee on Internal Improvement—

An act to incorporate Maxville, Aliceton, and Rolling Fork turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act changing the name of Lafayette and of Jacob streets, in the city of Louisville.

By Mr. Bigger, from the same committee—

An act to incorporate the Farmers' and Drovers' Insurance Company of Kentucky.

With amendments to the last three named bills.

Which were adopted.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Swigert, from the Committee on Internal Improvement—

A bill in relation to the Board of Internal Improvement of Mercer county, and Danville and Perryvilie turnpike company.

By same—

A bill to amend an act, entitled "An act to incorporate the Carlisle and Parks' Ferry turnpike road company."

By Mr. Halbert, from the same committee—

A bill to amend an act, entitled "An act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville turnpike road company."

By same—

A bill to levy a tax to aid in building turnpike roads in Lewis county.

By same—

A bill for the benefit of the city council of Vanceburg.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to amend the charter of the Metropolitan Bank of Louisville.

By Mr. Bruner, from the Committee on Revised Statutes—

A bill to repeal so much of an act, approved February 6th, 1866, as relates to the trustees of the town of Marion.

By same—

A bill to amend the charter of the Licking Valley Fire and Marine Insurance Company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following petitions were presented, viz:

By Mr. Cleveland--

1. The petition of the council of Cynthiana, asking an amendment to their city charter.

By Mr. Harrison--

2. The petition of the president, &c., of the Hustonville and Bradfordsville turnpike road company, in relation to toll due from the State to said road.

Which were received, the reading dispensed with, and they were referred--the 1st to the Committee on Revised Statutes, and the 2d to the Committee on Finance.

Mr. Garriott, from the Committee on Propositions and Grievances, to whom was referred the petition of Peters, Webb & Co., in pursuance thereof, reported the following resolution, viz:

Resolved by the Senate of the Commonwealth of Kentucky, That His Excellency Governor Bramlette be, and he is hereby, requested to communicate with the said commissioners, or one of them, inclosing a copy of this preamble and resolution, with a view to obtain a full explanation of their action, in order that the said commissioners may be released from the suspicion of having acted partially and unjustly towards our State and her citizens; or failing this, that this body and the individuals discriminated against may be enabled to take such action corrective of the injustice to which they have been subjected as may seem to them appropriate.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to authorize the county court of Carroll county to appoint a bridge and road commissioner and levy a tax for bridge and road purposes.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined enrolled bills and resolutions, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Covington, Maysville, and Big Sandy railroad company.

An act to fix the time of holding the Greenup court of levies and claims.

An act for the benefit of the Jessamine county court.

An act to provide for the election of town marshal of Morganfield, in the county of Union.

An act changing the time of holding the quarterly courts in Letcher county.

An act authorizing the county court of Trigg county to raise money to build a new jail, and for other purposes.

An act to authorize the presiding judge of the Kenton county court to sell the poor-house in said county.

An act for the benefit of Hardin county.

An act to allow the school commissioners of Jefferson and other counties of this Commonwealth further time to make their reports to the Superintendent of Public Instruction.

Resolution providing for a Joint Committee on Internal Improvement.

Resolution in relation to the payment of the members and officers of this General Assembly in gold.

And had found the same correctly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

The Senate took up for consideration the report of the Committee on the Judiciary in relation to a bill which originated in the House of Representatives, entitled

An act to authorize the sale by judgment of court of the Presbyterian Church in the town of Greenville,

The report was that said bill ought not to pass.

The question was then taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, and it was decided in the affirmative.

The constitutional provision as to the third reading of said bill being dispensed with,

Mr. J. D. Landrum, moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. O. P. Johnson and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	J. D. Landrum,
John B. Bruner,	William H. Grainger,	W. W. McKenzie,
F. L. Cleveland,	T. W. Hammond,	John W. F. Parker,
Milton J. Cook,	James Harrison,	Elijah Patrick,
A. D. Cosby,	Henry C. Lilly,	Geo. C. Riffe—15.

Those who voted in the negative, were—

J. M. Bigger,	Evan M. Garriott,	Philip Swigert,
N. R. Black,	W. C. Halbert,	Harrison Thompson,
Wm. S. Botts,	John L. Helm,	I. C. Winfrey,
Thos. P. Cardwell,	O. P. Johnson,	C. T. Worthington,
Joseph H. Chandler,	Wm. Johnson,	George Wright—17.
Thomas B. Cochran,	B. W. Stone,	

Mr. Wright moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

Pending the further consideration of said bill, the hour of adjournment arrived, and the Senate stood adjourned until to-morrow, at 9½ o'clock, A. M.

WEDNESDAY, FEBRUARY 20, 1867.

A message was received from the House of Representatives, announcing their disagreement to the passage of a bill, which originated in the Senate, of the following title, viz:

An act to amend an act, entitled "An act to prevent fraudulent assignments in trust for creditors and other fraudulent conveyances," approved March 10th, 1856.

That they had passed bills from the Senate of the following titles, viz:

An act to amend an act, entitled "An act to establish a claim agency in the city of Washington."

An act concerning the Quarter-Master General.

An act to amend an act to establish the levy and county court for Jefferson county.

An act to amend an act, entitled "An act to tax railroads, turnpike roads, and other corporations in aid of the Sinking Fund," approved February 20th, 1864.

An act to increase the resources of the Sinking Fund, and to provide for the immediate payment of the State debt.

An act to repeal five cents tax in aid of the Sinking Fund, and to transfer five cents tax in aid of the Sinking Fund to the use of the Treasury Department.

An act to amend chapter 34 of the Revised Statutes, title "Escheats and Escheators."

With amendments to the last four named bills.

That they had disagreed to the amendment of the Senate to an amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to incorporate the Trade Bank.

That they had concurred in the amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act requiring real estate to be listed and the taxes paid in the county where it is situated.

An act to authorize the county court of Trimble county to sell the poor-house of said county.

An act to incorporate the Green River Manufacturing Company.

An act to authorize the county court of Scott county to increase the county levy, and lay an ad valorem tax for county purposes, and to pay the debt of the county.

An act for the benefit of Wm. Vaun, presiding judge of the Clinton county court.

An act to amend the charter of the town of Gordonsville, in Logan county.

An act to incorporate the Bank of Cadiz.

An act concerning the Lulbegrud road in Montgomery county.

An act to incorporate the town of Berry Station, in Harrison county.

An act to amend the charter of the Shelby railroad company, and to authorize certain districts in Shelby county to subscribe stock in the same.

An act to incorporate the Mulberry and Consolation turnpike road company.

An act to incorporate the Shelby and Oldham turnpike road company.

An act to incorporate the Eminence and Ballardsville turnpike road company.

An act to incorporate the town of Murphysville, in Mason county.

An act to incorporate the Louisville Chess Club.

An act to charter the town of Salyersville, in Magoffin county.

An act for the benefit of the town of Dixon, in Webster county.

An act to amend the charter of New Liberty and subsequent acts relating to said town.

An act to incorporate the Allensville Milling and Manufacturing Company.

That they had passed bills of the following titles, viz:

1. An act to amend the charter of the Richmond and Lancaster turnpike road company.

2. An act to amend the charter of the Richmond, Big Hill, and London turnpike road company.

3. An act in relation to the police court of Caseyville, in Union county.

4. An act to amend an act, entitled "An act to revive and continue an act to incorporate the Cook Benevolent Institution, approved 7th March, 1854.

5. An act to authorize the sale of Concord Universalist Church, in Bourbon county, by judgment of court.

6. An act to incorporate the Euclesian Literary Society.

7. An act to incorporate the Patterson Institute.

8. An act to incorporate the North Middletown and Cane Ridge turnpike road company.

9. An act to amend an act, entitled "An act to authorize proceedings to be instituted for the forfeiture of the charters of railroad, turnpike, and bridge companies in certain cases," approved 30th January, 1866.

10. An act to amend chapter 15 of the Revised Statutes, title "Citizens, Expatriation, and Aliens."

11. An act to create an additional voting and magistrates' district in Campbell county.

12. An act further to provide for changes of venue in civil actions.

13. An act to amend the charter of the town of Columbus.

14. An act to amend an act, entitled "An act to authorize the Graves county court to issue bonds and create a sinking fund to liquidate the same," approved February 3, 1866, chapter 344.

15. An act amendatory of the act authorizing the Clark county court to take stock in certain turnpike roads in said county.

16. An act to incorporate the Winchester and Howard's Creek turnpike road company.

17. An act to incorporate the Big Stoner turnpike company.

18. An act repealing an act creating the office of town marshal of Independence.

19. An act to incorporate the First Cumberland Presbyterian Church of Louisville.

20. An act for the benefit of the orphans of St. Thomas' Asylum of Bardstown.

21. An act to incorporate the Tunnell and Prickley Ash turnpike road company in Bath county.

22. An act to incorporate the Owingsville and McIntyre Ferry turnpike road company.

23. An act to incorporate the Hinckston and Flat Creek road.

24. An act to charter the Owingsville and Wyoming turnpike road company.

25. An act to incorporate the Wyoming and Bald Eagle turnpike road in Bath county.

26. An act to incorporate the Owingsville and Sherburn turnpike road company.

27. An act to amend the charter of the Winchester and Lexington turnpike road company.

28. An act to appropriate money to provide for the erection of additional buildings at the Eastern Lunatic Asylum.

29. An act, entitled "An act to amend the charter of the Jefferson County Pond Draining Company.

30. An act for the benefit of the Cumberland Presbyterian Church of Hopkinsville.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 8th, 15th, 16th, 17th, 21st, 22d, 23d, 24th, 25th, 26th, and 27th to the Committee on Internal Improvement; the 3d and 14th to the Committee on County Courts; the 4th, 6th, and 7th to the Committee on Education; the 5th, 12th, 19th, and 29th to the Committee on the Judiciary; the 9th, 10th, 13th, 18th, and 20th to the Committee on the Revised Statutes; the 11th to the Committee on Privileges and Elections, and the 28th to the Committee on Finance.

That they had received official information from the Governor, announcing that he had approved and signed sundry enrolled bills and resolutions, originating in the House of Representatives, of the following titles, viz:

An act to allow Andrew J. Gibony, late judge of Casey county court, to solemnize the rites of matrimony,

An act for the benefit of Meckelberry Bristow, of Crittenden county.

An act to incorporate the Lawrence County Mining, Manufacturing, and Transportation Company.

An act to incorporate the town of Prestonville.

An act to allow the school commissioner of Jefferson county further time to make his report to the Superintendent of Public Instruction.

An act to provide for the election of town marshal of Morganfield.

An act to authorize the county court of Trigg county to raise money to build a new jail, and for other purposes.

An act for the benefit of the Hardin county court.

An act to fix the time of holding the Greenup county court of levies and claims.

An act for the benefit of the Jessamine county court.

An act to change the time of holding the quarterly courts in Letcher county.

An act to incorporate the Covington, Maysville, and Big Sandy railroad company.

Resolution directing the payment of the members and officers of this General Assembly in gold.

Resolution providing for a Joint Committee on Internal Improvement.

The Senate took up for consideration the motion to reconsider the vote by which the Senate on yesterday laid on the table a bill from the House of Representatives, entitled

An act for the benefit of petit jurors of Monroe and other counties.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on reconsidering the vote dispensing with the third reading of said bill and ordering it to be read a third time, and it was decided in the affirmative.

Mr. Gardner moved to amend said bill by striking out the county of Union.

Which was adopted.

Mr. Winfrey moved further to amend the bill by striking out the county of Cumberland.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration the motion to reconsider the vote by which the Senate on yesterday laid on the table a bill from the House of Representatives, entitled

An act for the benefit of C. S. Green, of Hopkins county.

And the question being taken thereon, it was decided in the affirmative.

Said bill was then read a third time as follows, viz:

[*For bill—see Session Acts of* 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gardner and Chandler, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Thos. B. Cochran,	T. W. Hammond,
J. M. Bigger,	A. D. Cosby,	John L. Helm,
Wm. S. Botts,	Evan M. Garriott,	O. P. Johnson,
John G. Carlisle,	Jas. W. Gorin,	John J. Landram,
Tho. P. Cardwell,	Wm. H. Grainger,	John A. Prall,
Jos. H. Chandler.	W. C. Halbert,	B. W. Stone—18.

Those who voted in the negative, were—

N. R. Black,	Henry C. Lilly,	Philip Swigert,
John B. Bruner,	J. D. Landrum,	H. Thompson,
F. L. Cleveland,	W. W. McKenzie,	I. C. Winfrey,
Milton J. Cook,	John W. F. Parker,	C. T. Worthington,
W. W. Gardner,	George C. Riffe,	George Wright—16.
James Harrison,		

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the motion to reconsider the vote by which the Senate disagreed to the passage of a bill from the House of Representatives, entitled

An act to incorporate the Murphysville Manufacturing Company.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be referred to the Committee on the Judiciary.

The Senate took up for consideration the amendments proposed by the House of Representatives to bills from the Senate of the following titles, viz:

An act establishing the county of Montana.

An act for the benefit of the citizens of the town of Williamsburg, in Whitley county.

An act to provide for paying the Adjutant General and the clerks of his office salaries for the year commencing February 17th, 1867.

An act to quiet all disturbances growing out of the late rebellion.

And the question being taken on concurring in said amendments, it was decided in the affirmative.

Mr. Cochran moved the reconsideration of the vote by which the Senate on yesterday laid on the table a bill to amend an act, entitled "An act to incorporate the Tobacco Exchange Bank," approved January 25th, 1867.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	W. W. McKenzie,
J. M. Bigger,	James W. Gorin,	John W. F. Parker,
William S. Botts,	Wm. H. Grainger,	John A. Prall,
John B. Bruner,	W. C. Halbert,	George C. Rifle,
John G. Carlisle,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	John J. Landram,	Philip Swigert—20.
Thos. B. Cochran,	J. D. Landrum,	

Those who voted in the negative, were—

N. R. Black,	Evan M. Garriott,	I. C. Winfrey,
Milton J. Cook,	James Harrison,	George Wright—8.
A. D. Cosby,	Henry C. Lilly,	

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Cochran, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	F. L. Cleveland,	John J. Landram,
J. M. Bigger,	Thos. B. Cochran,	J. D. Landrum,
William S. Botts,	Wm. H. Grainger,	George C. Riffe,
John G. Carlisle,	W. C. Halbert,	Philip Swigert—13.
Tho. P. Cardwell,		

Those who voted in the negative, were—

N. R. Black,	Evan M. Garriott,	John W. F. Parker,
John B. Bruner,	T. W. Hammond,	John A. Prall,
Jos. H. Chandler,	James Harrison,	B. W. Stone,
Milton J. Cook,	O. P. Johnson,	I. C. Winfrey,
Wm. A. Dudley,	Henry C. Lilly,	C. T. Worthington,
W. W. Gardner,	W. W. McKenzie,	George Wright—18.

So said bill was disagreed to.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to create a conventional rate of interest in this Commonwealth.

Mr. Bigger moved to amend said bill.

Mr. Winfrey moved to lay said bill and proposed amendments on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Winfrey and Wright, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	T. W. Hammond,	B. W. Stone,
N. R. Black,	James Harrison,	Philip Swigert,
John G. Carlisle,	John L. Helm,	Harrison Thompson,
Joseph H. Chandler,	Henry C. Lilly,	I. C. Winfrey,
A. D. Cosby,	W. W. McKenzie,	C. T. Worthington,
W. A. Dudley,	John W. F. Parker,	George Wright—18.

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	O. P. Johnson,
Wm. S. Botts,	Evan M. Garriott,	John J. Landram,
John B. Bruner,	James W. Gorin,	J. D. Landrum,
F. L. Cleveland,	Wm. H. Grainger,	John A. Prall,
Thomas B. Cochran,	W. C. Halbert,	George C. Riffe—16.
Milton J. Cook,		

The Senate took up for consideration a bill, entitled "An act to enlarge the present Capitol and provide suitable apartments for the public officers."

Ordered, That the further consideration of said bill be postponed until to-morrow, at 11 o'clock.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to authorize the sale by judgment of court of the Presbyterian Church in the town of Greenville.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. O. P. Johnson and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Wm. A. Dudley,	B. W. Stone,
N. R. Black,	Evan M. Garriott,	Harrison Thompson
Wm. S. Botts,	W. C. Halbert,	I. C. Winfrey,
John G. Carlisle,	John L. Helm,	C. T. Worthington,
Joseph H. Chandler,	O. P. Johnson,	George Wright—16.
Thos. B. Cochran,		

Those who voted in the negative, were—

R. T. Baker,	James W. Gorin,	W. W. McKenzie,
John B. Bruner,	William H. Grainger,	John W. F. Parker,
F. L. Cleveland,	James Harrison,	John A. Prall,
Milton J. Cook,	Henry C. Lilly,	George C. Riffe,
A. D. Cosby,	John J. Landram,	Philip Swigert—17.
W. W. Gardner,	J. D. Landrum,	

So said bill was disagreed to.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That Ephraim M. Brank and Marcellus C. Hays, trustees of the Presbyterian Church in the town of Greenville, county of Muhlenburg, be, and are hereby, empowered to file a petition in the circuit court of said county, praying for a sale of the lot and building thereon in said town owned by said church; and upon its being made to appear to the satisfaction of said court that a majority of the members of said church desire such sale to be made, said court may, thereupon, order a sale of said property upon such terms as it may deem proper; and, upon the payment of the purchase money, shall cause the title thereto to be conveyed to the purchaser by its commissioner.

§ 2. The money arising from said sale may be used in the erection of a new church edifice or otherwise, as a majority of said members may elect.

§ 3. This act shall take effect from its passage.

Mr. Stone moved to take up for consideration the resolution from the House of Representatives providing for a recess of the General Assembly from the 21st to the 27th inst.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Wright, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	Evan M. Garriott,	John J. Landram,
William S. Botts,	Wm. H. Grainger,	J. D. Landrum,
John B. Bruner,	W. C. Halbert,	John A. Prall,
John G. Carlisle,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Thos. B. Cochran,	O. P. Johnson,	Harrison Thompson,
A. D. Cosby,	Henry C. Lilly,	I. C. Winfrey—22.
W. W. Gardner,		

Those who voted in the negative, were—

R. T. Baker,	James W. Gorin,	John W. F. Parker,
J. M. Bigger	James Harrison,	George C. Riffe,
Milton J. Cook,	W. W. McKenzie,	George Wright—9.

The question was then taken on concurring in said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Baker and Bigger, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	W. W. Gardner,	John L. Helm,
William S. Botts,	Evan M. Garriott,	Henry C. Lilly,
John B. Bruner,	Jas. W. Gorin,	W. W. McKenzie,
John G. Carlisle,	Wm. H. Grainger,	B. W. Stone,
F. L. Cleveland,	W. C. Halbert,	Philip Swigert,
Thos. B. Cochran,	T. W. Hammond,	H. Thompson—19.
A. D. Cosby,		

Those who voted in the negative, were—

R. T. Baker,	O. P. Johnson,	I. C. Winfrey,
J. M. Bigger,	John J. Landram,	C. T. Worthington,
Milton J. Cook,	John W. F. Parker,	George Wright—11.
James Harrison,	George C. Riffe,	

The Senate took up for consideration the amendment proposed by the House of Representatives to an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to regulate insurance companies.

And the question being taken upon concurring in said proposed amendment, it was decided in the affirmative.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to legalize the official acts of James S. Lithgow as mayor of he city of Louisville.

Ordered, That said bill and amendment be referred to the Committee on the Judiciary.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to amend second sub-division of section 1, article 5, chapter 86, of the Revised Statutes, concerning sale of lands of married women.

Ordered, That said bill be referred to the Committee on the Judiciary.

The Senate took up for consideration a bill, entitled

An act to amend an act, approved 17th February, 1866, entitled "An act to amend an act to amend article 3, chapter 86, Revised Statutes," approved 30th September, 1861.

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a message from the Governor, which was read as follows, to-wit:

Executive Department,
Frankfort, Ky., February 9th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

C. P. Wilcox, of Kenton county.
Lafayette Joseph, of Jefferson county.
W. T. Owen, of McLean county.
Charles Kothe, of Jefferson county.
Albert S. Willis, of Jefferson county.
W. Darwin Reid, of Jefferson county.
J. F. Steward, of Johnson county.
William Howell, of Taylor county.
Philip F. Brown, of Fayette county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

On motion of Mr. Halbert, Mr. Riffe was granted indefinite leave of absence.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to amend the charter of the Jefferson County Pond Draining Company,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bigger, from the Committee on the Judiciary—

1. A bill to regulate the time of holding the courts of common pleas in the 1st, 3d, and 14th judicial districts.

By same—

2. A bill to change and regulate the time of holding the circuit courts of the 1st judicial district, and legalize process of the courts of said district.

By same—

3. A bill to amend an act to establish courts of common pleas in the 1st, 3d, and 14th judicial districts.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

The 1st was then amended.

Ordered, That said bills, the first as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Riffe—

1. A bill for the benefit of Anna E. Broddus.

On motion of same—

2. A bill for the benefit of Eliza Yeaky.

On motion of Mr. Botts—

3. A bill for the benefit of common school district No. 32, in the county of Fleming.

On motion of same—

4. A bill for the benefit of common school district No. 6, in the county of Fleming.

On motion of Mr. Black—

5. A bill to change the State road in the town of Weston, Crittenden county.

The Committee on Finance were directed to prepare and bring in the 1st and 2d; the Committee on Education the 3d and 4th, and the Committee on County Courts the 5th.

Mr. Cleveland presented the petition of J. Q. Ward, asking an amendment to the Civil Code of Practice.

Which was received, the reading dispensed with, and referred to the Committee on the Codes of Practice.

Mr. Swigert moved the following resolution, viz:

Resolved, That the use of the Senate Chamber be allowed the State Agricultural Society on to-morrow evening at 3 o'clock.

Which was adopted.

On motion of Mr. Dudley, a motion was entered to reconsider the vote by which the Senate on the 18th inst. disagreed to the passage of a bill from the House of Representatives, entitled

An act for the benefit of negroes and mulattoes in this Commonwealth.

And then the Senate adjourned.

THURSDAY, FEBRUARY 21, 1867.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act concerning certain marriages.

An act to authorize the county court of Franklin to sell and convey the poor-house of said county.

An act to amend an act, entitled "An act to incorporate the Carlisle and Parks' Ferry turnpike road company."

An act for the benefit of R. T. Baker, A. S. Allen, and James White.

That they had concurred in the adoption of a resolution from the Senate, entitled

Resolution providing for paying John G. Carlisle and others.

That they had concurred in the amendments proposed by the Senate to bills from the House of Representatives of the following titles, viz:

An act to charter the Owensboro and Russellville railroad company.

An act to incorporate the Imlay's Run turnpike road, in Henry county.

That they had passed bills of the following titles, viz:

1. An act supplemental to an act to incorporate the Allensville Milling and Manufacturing Company.

2. An act to amend an act, entitled "An act to reduce into one and digest the acts and amendatory acts incorporating the city of Lexington," approved February, 1867.

3. An act for the benefit of certain common school districts in this State.

4. An act declaring the Elizabethtown Banner an authorized newspaper.

5. An act authorizing James Brien to adopt Levi Wright as his child.

6. An act to empower the county court of Marion county to make subscriptions to the capital stock of turnpike road companies.

7. An act to empower the mayor and council of the city of Paris to subscribe to the capital stock of the Salomon Gas Company in said city, and for other purposes.

8. An act to protect the farmers of Boone county against certain trespasses.

9. An act to pay military claims audited by the Quarter-Master General.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 4th, and 8th to the Committee on the Revised Statutes; the 3d to the Committee on Education; the 5th and 7th to the Committee on the Judiciary; the 6th to the Committee on Internal Improvement, and the 9th to the Committee on Military Affairs.

A message was also received from the House of Representatives, announcing their concurrence in the adoption of a resolution from the Senate, entitled

Resolution in regard to the Bank of Kentucky.

With an amendment.

Mr. Bigger, from the Committee on Circuit Courts, to whom had been referred a bill from the House of Representatives, entitled

An act to establish the 16th judicial district,

Reported the same without amendment.

Mr. Cleveland moved an amendment to said bill.

Ordered, That the further consideration of said bill and proposed amendment be postponed and made the special order of the day for Thursday next, the 28th inst., at 10 o'clock, A. M.

A message in writing was received from the Governor by Mr. Van-Winkle, Secretary of State.

Said message was taken up and read as follows, viz:

Executive Office, Frankfort, Feb. 21, 1867.

Gentlemen of the Senate and House of Representatives:

The recent repeated outrages and murders committed by lawless bands of men in some counties, who set themselves up as "Regulators," and execute "lynch law," requires that your attention should be directed to the inefficiency of existing laws to secure the punishment of these criminals.

A band of these lawless men, claiming to number over one hundred, thoroughly organized, and assuming to take the regulation of society and government into their own hands, operating in Marion, Boyle, and adjoining counties, under the orders of "*Judge Lynch*," have become so emboldened by impunity, that they publish their orders of banishment and of condemnation in the public journals. Disobe-

dience of their lawless mandates is followed with speedy vengeance. Jails are forced by them, and their victims ruthlessly torn from legal custody, and murdered. Those standing on bail, who are obnoxious to their murderous wrath, are dragged from their homes and executed. *They condemn without a hearing and execute without a trial.* The cold-blooded atrocity of their cruelties and murders must shock every manly bosom, and arouse the indignation of all just men. Within the last few days, during the session of the Boyle circuit court, these murderers took from the jail of that county a man, there confined to answer an indictment, and hung him to death, within the limits of the town. Since that, another has been hung in the neighborhood, who was standing upon bail.

Good citizens, who denounce their lawless proceedings, are being warned by them to leave the country, under penalty of their wrath.

In Marion county many outrages have been perpetrated by them; recently they burned the dwelling-house of an aged and exemplary citizen, because his son had resisted their authority, and made a successful defense against the party sent to arrest him. A gallant soldier was notified in one of their published orders to leave the country—his offense having been an expressed determination to stand by and defend a younger brother against the mob that had ordered him to leave, under penalty of death.

These are only instances of many wrongs. This terrible criminality of organized desperadoes is fearfully on the increase, and unless arrested by the strong and vigorous arm of public justice, will destroy individual and public security, and overbear civil government.

Under existing laws, no reward can be offered for the apprehension and conviction of these criminals, except upon "the petition" of the *circuit or county judge* of the county in which the crimes were committed. No such application has been made. As I cannot suppose that the judges sanction or connive at this criminality, the conviction is enforced that the fear of personal danger restrains them from applying for rewards.

The laws should be so amended as to meet this state of case, and authorize the offering of rewards in such cases without awaiting the petition of the judge.

A fear of personal danger restrains the judges from acting, and thus an apparent sanction is given to this form of crime.

There cannot be any form of crime more dangerous to individual and public security than the unpunished and unchecked criminality of the organized mob, setting themselves up to regulate society, and punish those whom they denounce as offenders.

Under pretense of executing justice, they set the laws of God and their country at defiance. All guarantees to personal security are ruthlessly overborne. Every rule sacred to good government is trampled under lawless feet. Before the sweep of these organized mobs none are secure. Each man is, individually, assailed in his securities to life and liberty. The rich and poor, exalted and lowly, the rash and gentle, the brave and timid, the innocent and guilty, are assailed by the insensate mob, whose cry is "*justice*," but whose course is vengeance and murder.

From the ravages of war a country may recover; from the sweep of pestilence, may be healed; from the wasting of famine, may be delivered; but from the shame and infamy of permitting, unchecked, the reign and rule of mobs, cannot escape, except by putting forth all the powers of government to crush such heinous criminality.

Such organizations are rebels against all good government, human and divine, and are traitors to society. In no form can human passion and wickedness assail society with more devilish and dangerous malignity. The fountains of justice dry up before the simoon of organized mobs and "lynch law." The unbridled passions of the worst natures are thus put in organized motion to work mischief and ruin upon society.

It is thus the devil upheaves from the burning bosom of crime the lava of consuming hate and devouring rage.

There can be no excuse or mitigation for such crime. Under pretense of punishing minor offenses, these "*Regulators*" rebel against government and commit deliberate and cold-blooded murder.

An organized mob is the refuge of the coward and desperado, who seek immunity from danger in their numbers and secrecy, while they wreak their vengeance upon their selected victim.

No thrill of manhood or sense of justice ever stirs the souls of such men. The brave turn with loathing and disgust from the thought of such associations. They insult the dignity of the Commonwealth, outrage its honor, impugn its justice, shock its humanity, and defy its authority.

These organized "*Regulators*," of "malice aforethought," "upon previous design and deliberation," proceed to their work of death. They are without the defense of "sudden heat and passion;" they cannot plead this infirmity of human nature, which appeals to sympathy and mitigates offense. They must stand before the bar of public judgment, as they should before that of civil justice, deprived of any palliation, and clothed in every aggravation, condemned as criminals and murderers. The secrecy with which they proceed, under cover of night, announces their own judgment of the criminality of their acts; the numbers with which they assail individual security, proclaim the cowardice of the deed.

Society will be disorganized and civil government overborne in those communities where mob law prevails, unless some speedy and effective remedy be provided. Ample rewards should be authorized for the apprehension and conviction of these lawless men; and power given the Executive and civil authorities to pursue and hunt down to condign punishment these terrible offenders against government and law.

The responsibility of making provision, by law, to meet this evil is with you; my duty to call your attention thereto is now performed.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Ordered, That said message be printed and referred to the Committee on Military Affairs.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, which originated in the House of Representatives, entitled

An act for the benefit of James C. Jones, of Rockcastle county.

Which was granted, and the bill returned.

The Speaker laid before the Senate a correspondence between the Treasurer and Attorney General, in relation to the payment of the members and officers of the General Assembly in gold.

Which reads as follows, viz:

STATE OF KENTUCKY, TREASURY DEPARTMENT,
FRANKFORT, February 21, 1867.

Hon. R. T. Jacob, Speaker of Senate:

DEAR SIR: Inclosed please find a correspondence between the Attorney General and myself, in relation to the resolution providing for payments to be made in gold to members of the Legislature.

I indorse nearly all the views of the Attorney General, and submit the correspondence to the serious consideration of the members of both Houses.

Very respectfully,

ALF. ALLEN,
Treasurer of Kentucky.

STATE OF KENTUCKY, TREASURY DEPARTMENT,
FRANKFORT, February 19, 1867.

General Jno. M. Harlan, Attorney General:

DEAR SIR: In view of the passage of the "act" requiring the State Treasurer to pay the members of the Legislature in gold, I desire your answer, as the legal adviser of the Governor and heads of departments, to the following inquiries:

1. Is the act referred to constitutional in itself?
2. Was it passed by the requisite number of votes under the Constitution?
3. Where partial payments have been made to members in paper currency, are these payments to be considered as so much money, or only as payments to the amount of the value of the paper?
4. Does the act apply to the whole term of the members of the present Legislature, or only to this adjourned session?
5. Inasmuch as there is no gold in the Treasury, and the resolution authorizing its procurement may not pass and become a law, has the Treasurer the right (without further legislation) to buy enough to carry out the requirements of the act?

Your early and careful answer to these questions is requested, as I intend being guided, in my action herein, in a great measure, by that answer.

Very respectfully, your ob't servant,

ALF. ALLEN, *Treasurer.*

Frankfort, Ky., February 20, 1867.

Col. Alfred Allen, Treasurer:

Dear Sir: The act to which you refer is a joint resolution of the General Assembly, directing "that the Auditor of Public Accounts, in his settlement with the members and officers of this General Assembly for their per diem and mileage, be, and he is hereby, authorized and directed to draw his warrant on the Treasurer in their favor for the same payable in gold."

In response to your inquiries, I have to say—

1. That the resolution is not in conflict with the Constitution. Members of the General Assembly are entitled, under the Constitution, to receive for their services compensation in "dollars." Their compensation is not, in the constitutional sense, "increased," when payment is directed to be made in gold, since the word "dollars," as used in the Constitution, and according to its then universal acceptation, necessarily meant gold or silver dollars. Such has been the decision of our State courts. (*Johnson's adm'r vs. Vickers*, 1 *Duvall*, 267.)

2. As the resolution does not, in point of law, increase the compensation of members, it does not appropriate money so as to require the assent of a majority of all the members elected to each House.

3. The payments heretofore made to members should be considered as payments in dollars, since the statement of the accounts on the books of the Auditor's office, as well as the receipts of members, indicate that character of payment. When the accounts of members for mileage, either in going to or returning to the Seat of Government, have been registered and closed, they should remain as they are, unless corrected or revised by authority of some law. And so in regard to the per diem allowance, since, in point of law, each day's compensation is a separate claim against the State. These views are, in some measure, sustained by the decision in the case of *Hobson vs. Commonwealth*, 1 *Duvall*.

4. The resolution can be construed as embracing the whole term of the present members; but, as already stated, where there have been settlements with members they should not be disturbed, except in the mode already indicated.

5. Inasmuch as there is no gold in the Treasury, the resolution of the General Assembly is inoperative without further legislation, since the direction to pay the members in gold cannot be construed as investing you with authority to withdraw money from the Treasury with which to go into the market and buy the required amount of gold at such rates as you deem proper. If this point were at all doubtful, I could not advise you to assume such responsibility without an express authority from the Legislative Department.

Nor can the resolution be construed as authorizing you to discharge a warrant of the Auditor payable in gold, with its equalent in "greenbacks" or currency. Whatever may be the intrinsic value of the money in the Treasury, it is all charged to you on the books of the Auditor's office as so many "dollars." If you should pay a "gold" warrant in currency according to its value, as reported in the newspapers from day to day, there would be such discrepancies between

the number of dollars you are charged with and the number of dollars you would, in this way, pay out, as might result in great confusion in the statement and settlement of your accounts. No money can, under the Constitution, be drawn from the Treasury except in pursuance of *appropriations by law*. A simple direction to you to pay the members in gold cannot be construed as an appropriation of whatever amount you may find necessary to procure the gold.

It occurs to me, therefore, that other legislation is needed before you can comply with the terms of the resolution which has passed.

Your obedient servant,

JOHN M. HARLAN,
Attorney General.

Mr. Carlisle moved that said correspondence be referred to the Committee on the Judiciary, with instructions to report a bill repealing the resolution authorizing the payment above referred to.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Baker and Harrison, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Wm. A. Dudley,	Philip Swigert,
John B. Bruner,	James Harrison,	H. Thompson,
John G. Carlisle,	John L. Helm,	I. C. Winfrey,
Jos. H. Chandler.	Wm. Johnson,	C. T. Worthington,
F. L. Cleveland,	John J. Landram,	W. J. Worthington—17.
Milton J. Cook,	B. W. Stone,	

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	Henry C. Lilly,
N. R. Black,	Evan M. Garriott,	J. D. Landrum,
Wm. S. Botts,	Jas. W. Gorin,	W. W. McKenzie,
Tho. P. Cardwell,	Wm. H. Grainger,	John A. Prall,
Thos. B. Cochran,	W. C. Halbert,	George Wright—17.
A. D. Cosby,	T. W. Hammond,	

On motion of Mr. Bruner,

Ordered, That said communication be printed and placed in the orders of the day.

On motion of Mr. Cosby,

Ordered, That a message be sent to the House of Representatives, asking leave to withdraw the announcement of the disagreement of the Senate to the passage of a bill, which originated in the House of Representatives, entitled

An act to authorize the sale by judgment of court of the Presbyterian Church in the town of Greenville.

After a short time, said bill was handed in to the Clerk's table.

Mr. Cosby then moved that a motion for the reconsideration of said vote be now entered.

Which motion was adopted.

Mr. Wm. Johnson, from the Committee on Circuit Courts, to whom had been referred a bill to amend section 6, article 3, chapter 26, of the Revised Statutes,

Reported the same, with an amendment as a substitute for said bill.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Botts, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act to appropriate money and provide for the erection of additional buildings at the Eastern Lunatic Asylum,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

[*For bill—see Session Acts of* 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Evan M. Garriott,	J. D. Landrum,
N. R. Black,	James W. Gorin,	W. W. McKenzie,
Wm. S. Botts,	Wm. H. Grainger,	John W. F. Parker,
John B. Bruner,	T. W. Hammond,	B. W. Stone,
Thos. P. Cardwell,	James Harrison,	Philip Swigert,
Milton J. Cook,	John L. Helm,	Harrison Thompson,
A. D. Cosby,	Wm. Johnson,	C. T. Worthington,
W. A. Dudley,	Henry C. Lilly,	W. J. Worthington—26.
W. W. Gardner,	John J. Landram,	

Those who voted in the negative, were—

Joseph H. Chandler, I. C. Winfrey, George Wright—3.

Resolved, That the title of said bill be as aforesaid.

Mr. Swigert, from the Committee on Finance, to whom had been referred a bill for the benefit of the Covington and Lexington turnpike road,

Reported the same with an amendment.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	J. D. Landrum,
J. M. Bigger,	Evan M. Garriott,	W. W. McKenzie,
N. R. Black,	James W. Gorin,	John W. F. Parker,
William S. Botts,	Wm. H. Grainger,	B. W. Stone,
John G. Carlisle,	W. C. Halbert,	Philip Swigert,
Tho. P. Cardwell,	T. W. Hammond,	Harrison Thompson,
Jos. H. Chandler,	James Harrison,	I. C. Winfrey,
F. L. Cleveland,	Wm. Johnson,	C. T. Worthington,
Milton J. Cook,	Henry C. Lilly,	George Wright—29.
A. D. Cosby,	John J. Landram,	

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Carlisle, from the Committee on the Revised Statutes, reported a bill in relation to the taking of testimony in actions and proceedings in equity.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be printed and placed in the orders of the day.

Mr. Bruner, from the Committee on the Revised Statutes, to whom had been referred a bill concerning peddlers,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was rejected.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to legalize the official acts of James S. Lithgow as mayor of the city of Louisville,

Reported the same, with the expression of opinion that said amendment should not be concurred in.

And the question being taken on concurring with the committee in their report, it was decided in the affirmative.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Kentucky Club, of Louisville,

Reported the same without amendment.

Mr. Cleveland moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Harrison, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Milton J. Cook,	W. W. McKenzie,
N. R. Black,	Wm. A. Dudley,	Philip Swigert,
John B. Bruner,	James W. Gorin,	I. C. Winfrey,
F. L. Cleveland,	James Harrison,	George Wright—14.
Thos. B. Cochran,	J. D. Landrum,	

Those who voted in the negative, were—

R. T. Baker,	Wm. H. Grainger,	John J. Landram,
John G. Carlisle,	W. C. Halbert,	John A. Prall,
Thomas P. Cardwell,	T. W. Hammond,	B. W. Stone,
Joseph H. Chandler,	John L. Helm,	C. T. Worthington,
A. D. Cosby,	Henry C. Lilly,	W. J. Worthington—16.
Evan M. Garriott,		

Mr. Cleveland moved to amend said bill so as to prohibit gaming or drinking on the premises of the proprietors or managers of said club.

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be read a third time.

The question was then taken on dispensing with the third reading of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Wright, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Wm. A. Dudley,	W. W. McKenzie,
N. R. Black,	James W. Gorin,	John W. F. Parker,
John B. Bruner,	James Harrison,	Philip Swigert,

F. L. Cleveland, Henry C. Lilly, George Wright—14.
Milton J. Cook, J. D. Landrum,

Those who voted in the negative, were—

R. T. Baker, W. W. Gardner, John J. Landram,
John G. Carlisle, Evan M. Garriott, John A. Prall,
Tho. P. Cardwell, William H. Grainger, B. W. Stone,
Joseph H. Chandler, W. C. Halbert, I. C. Winfrey,
Thos. B. Cochran, T. W. Hammond, C. T. Worthington—17.
A. D. Cosby, John L. Helm,

A message was received from the House of Representatives, announcing that they had adhered to their proposed amendment to a bill from the Senate, entitled

An act to legalize the official acts of James S. Lithgow as mayor of the city of Louisville.

And that on their part they had appointed a committee of conference, and asked that a similar committee should be appointed by the Senate, to take into consideration the disagreement between the two Houses in relation to the amendment proposed by the House of Representatives to said bill.

Whereupon, Messrs. Carlisle and Helm were appointed said committee.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Louisville Chess Club,

Reported the same without amendment.

Mr. Wright moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger, W. A. Dudley, John J. Landram,
N. R. Black, James W. Gorin, W. W. McKenzie,
Wm. S. Botts, T. W. Hammond, Philip Swigert,
John B. Bruner, James Harrison, Harrison Thompson,
F. L. Cleveland, Henry C. Lilly, George Wright—16.
Milton J. Cook,

Those who voted in the negative, were—

R. T. Baker, W. W. Gardner, B. W. Stone,
Jno. G. Carlisle, William H. Grainger, I. C. Winfrey,
Thos. P. Cardwell, John L. Helm, C. T. Worthington,
Joseph H. Chandler, J. D. Landrum, W. J. Worthington—13
Thomas B. Cochran,

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Bigger, from the Committee on Circuit Courts—

An act for the benefit of the orphans of St. Thomas' Asylum of Bardstown.

By Mr. C. T. Worthington, from the Committee on Education—

An act to incorporate the Patterson Institute.

By same—

An act to amend an act, entitled "An act to revive and continue an act to incorporate the Cook Benevolent Institution," approved 7th March, 1854.

By Mr. Baker, from the Committee on County Courts—

An act in relation to the police court of Caseyville, in Union county.

By same—

An act for the benefit of Joel Owens, of Adair county.

By same—

An act for the benefit of the county judge of Henry county.

By same—

An act for the benefit of Thos. M. Jones, judge of the Calloway county court.

By Mr. Swigert, from the Committee on Finance—

An act for the benefit of Fleming county for keeping a pauper lunatic.

By same, from the Committee on Internal Improvement—

An act for the benefit of the Versailles, Clifton, and Lawrenceburg turnpike road company.

By same, from the Committee on Finance—

An act for the benefit of the Belleview and Petersburg election districts, in Boone county.

By Mr. Cosby, from the Committee on Internal Improvement—

An act to incorporate the Pleasureville, Bethlehem, and Kentucky River turnpike road company.

By Mr. Halbert, from the same committee—

An act providing for the subscription of stock in railroad companies by the county of Mason.

By same—

An act providing for the subscription of stock in railroad companies by the city of Maysville.

By same—

An act to amend an act, entitled "An act authorizing the sale of the Maysville and Big Sandy railroad, and providing for the organization of a new company to construct said road."

By Mr. Harrison, from the Committee on the Judiciary—

An act for the benefit of James and Thomas Forbush, of Henry county.

By same—

An act for the benefit of Louisa, Jack, and Green Hall.

By same—

An act authorizing constables of Ballard county to execute writs of forcible entry and detainer.

By same—

An act to authorize the sale of Concord Universalist Church, in Bourbon county, by judgment of court.

By same—

An act to incorporate the First Cumberland Presbyterian Church of Louisville.

By Mr. Helm, from the Committee on Privileges and Elections—

An act to create an additional voting and magistrates' district in Campbell county.

By Mr. Cochran, from the Committee on Revised Statutes—

An act to prohibit the importation and sale of Texas cattle in this Commonwealth.

By same—

An act for the benefit of the jailer of Anderson county.

By Mr. Bruner, from the same committee—

An act to amend section 27, chapter 84, of the Revised Statutes.

By same—

An act to amend an act, entitled "An act to amend the jury laws of this Commonwealth."

By same—

An act to amend the charter of the town of Petersburg, in Boone county.

By same—

An act to amend the charter of the town of Gordonsville, Logan county.

By same—

An act to amend the charter of the town of Hartford.

By same—

An act to legalize the order of the Ohio county court in leasing out part of the public square in Hartford.

By same—

An act to declare the Kentucky Gazette, published at Lexington, an authorized newspaper in this Commonwealth.

By same—

An act declaring the Russellville Herald a public authorized newspaper.

By Mr. Bigger, from the Committee on Circuit Courts—

An act for the benefit of E. S. Graham.

With amendments to the last two named bills.

Which amendments were adopted.

Ordered, That said bills, the last two as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bigger, from the Committee on Circuit Courts—

A bill for the benefit of J. C. Calhoun, sheriff of McCracken county.

By same—

A bill incorporating the Paducah, Eastport, and Cumberland River Packet Company.

By Mr. Baker, from the Committee on County Courts—

A bill to authorize the county court of Pulaski county to sell certain public grounds and build a new jail.

By same—

A bill changing the State road leading to Weston.

By Mr. J. J. Landram, from the same committee—

A bill to amend the police laws of the town of Warsaw.

By same—

A bill for the benefit of the trustees of the Christian Church of Williamstown.

By Mr. Lilly, from the Committee on Finance—

A bill for the benefit of A. C. Bowman, late sheriff of Breathitt county.

By same--

A bill for the benefit of Thos. E. Barnes, of Marshall county.

By Mr. Swigert, from the Committee on Internal Improvement—

A bill to incorporate the Ashes Creek and Timber Creek turnpike road company.

By same—

A bill to incorporate the Bardstown and Bloomfield turnpike road company.

By same—

A bill supplemental to an act, entitled "An act to incorporate the Harrod's Creek and Sand Hill turnpike road company."

By Mr. Harrison, from the Committee on the Judiciary—

A bill for the benefit of the Farmers' Mutual Insurance Company and the Security Fire Insurance Company of the city of Louisville.

By same—

A bill to charter the Louisville Coal Company.

By same—

A bill to charter the Grand Consistory of Kentucky and its subordinates.

By same—

A bill to charter the Cornwall Candle Factory.

By same—

A bill to charter the Southern Life Insurance Company.

By Mr. Carlisle, from the same committee—

A bill to consolidate the towns of Jamestown and Brooklyn, in Campbell county, and incorporate the city of Dayton.

By Mr. J. J. Landram, from the same committee—

A bill to extend the boundary of the town of Hustonville, Lincoln county.

By same, from the Committee on Military Affairs—

A bill to repeal all laws requiring the payment of a military tax in this Commonwealth.

By Mr. Garriott, from the Committee on Propositions and Grievances—

A bill to provide for the removal of the county seat of Kenton county.

By Mr. Dudley, from the Committee on the Revised Statutes—

A bill to incorporate the Richmond and Lexington railroad company.

By Mr. Bruner, from the Committee on Revised Statutes—

A bill to amend an act, entitled "An act to charter the city of Cynthiana," approved 9th March, 1854.

By same—

A bill to incorporate the Kentucky Coal, Iron, and Manufacturing Company.

By same—

A bill to incorporate the Mutual Life Assurance Society.

By same—

A bill to incorporate the Louisville and Carrollton River Packet Company.

By same—

A bill to authorize manufacturers to sell articles manufactured by them in this State without license or tax.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Gorin, from the Committee on the Codes of Practice, asked to be discharged from the further consideration of the petition of J. Q. Ward.

Which was granted.

Mr. Lilly, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of John J. Dyer, late sheriff of Trigg county,

Reported the same without amendment.

Said bill was read a third time as follows, viz:

[*For bill—see Session Acts of* 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	Henry C. Lilly,
J. M. Bigger,	W. A. Dudley,	J. D. Landrum,
N. R. Black,	W. W. Gardner,	W. W. McKenzie,
Wm. S. Botts,	Evan M. Garriott,	B. W. Stone,
John B. Bruner,	James W. Gorin,	Philip Swigert,
John G. Carlisle,	W. H. Grainger,	Harrison Thompson,

Jos. H. Chandler,	W. C. Halbert,	I. C. Winfrey,
F. L. Cleveland,	T. W. Hammond,	C. T. Worthington,
Thos. B. Cochran,	Wm. Johnson,	George Wright—27.

Those who voted in the negative, were—

Thos. P. Cardwell,	Milton J. Cook,	W. J. Worthington—3.

Mr. Lilly, from the same committee, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of the clerk of the city court of Louisville,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Bruner, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to amend the charter of the town of Harrodsburg,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

On motion of Mr. Carlisle, a motion was entered for a reconsideration of the vote by which the Senate laid upon the table a bill from the House of Representatives, entitled

An act to create a conventional rate of interest in this Commonwealth.

Mr. J. J. Landram, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of married women,

Reported the same, with the expression of opinion that said bill ought not to pass.

Ordered, That the further consideration of said bill be postponed, and that it be placed in the orders of the day.

The Senate took up for consideration the reconsideration of the votes by which the Senate disagreed to the passage of bills from the House of Representatives of the following titles, viz:

An act to charter the Campbellsburg and Bedford turnpike road company.

An act to incorporate the Murphysville Manufacturing Company.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the passage of said bills, and it was decided in the affirmative.

Resolved, That the titles of said bills be as aforesaid.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills, originating in the Senate, of the following titles, viz:

An act to provide for paying the Adjutant General and the clerks of his office salaries for the year commencing February 17th, 1867.

An act concerning the Quarter-Master General.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

And then the Senate adjourned.

WEDNESDAY, FEBRUARY 27, 1867.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to erect monuments over the graves of the late Governors Letcher and Crittenden.

An act to erect a monument over the grave of the late Governor William Owsley.

An act for the benefit of Isaac Radley, late sheriff of Hardin county.

That they had passed bills of the following titles, viz:

1. An act for the benefit of James T. Applegate, late sheriff of Pendleton county.

2. An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

3. An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

4. An act for the benefit of James T. Applegate, late sheriff of Pendleton county.

5. An act for the benefit of John H. Allison, sheriff of Lawrence county.

6. An act for the benefit of Elijah Litton, late sheriff of Whitley county.

7. An act for the benefit of Bennett Spears, late sheriff of Monroe county.

8. An act for the benefit of A. W. Foster, late sheriff of Allen county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred to the Committee on Finance.

A message was received from the Governor by Mr. Page, Assistant Secretary of State.

The rule of the Senate being dispensed with, said message was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., February 27th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent, as Commissioner of the Western Lunatic Asylum, E. R. Cook, whose term expired on the 1st of January, 1867.

I also nominate as Notaries Public the following persons for the counties named, viz:

Buford Twyman, of Jefferson county.
J. G. Moore, of Jefferson county.
Thomas R. Baird, of Jefferson county.
J. D. Jones, of Boyd county.
B. O. Billingsly, of Fayette and Harrison counties.
J. W. Finnie, of Union county.
Phelps Sassean, of Henderson county.
Robert Dixon, jr., of Henderson county.
John Seaton, of Greenup county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

The Speaker laid before the Senate a communication from the directors and managers of the eastern division of the Lexington and Big Sandy railroad company.

Ordered, That said communication be referred to the Committee on Internal Improvement.

Mr. Bigger, from the Committee on Circuit Courts, reported a bill to designate the manner of payment of salaries, appropriations by the General Assembly, and the allowances by courts of the State of Kentucky.

Which bill was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the salaries of all officers of the Commonwealth of Kentucky be, and the same are hereby, made payable in current funds.

§ 2. That all appropriations made by the General Assembly, and all allowances made by the courts of this State, payable out of the public money, be, and the same are hereby, made payable in current funds; and the Auditor of Public Accounts is required to draw his warrant in conformity with the provisions of this act; and in no event shall he be authorized to draw his warrant upon the Public Treasury for any salary, appropriation, or allowance, in gold or silver.

§ 3. This act shall take effect from and after its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Mr. Gorin moved to amend said bill by adding to the second section of the bill the following proviso:

Provided, That the provisions of this act shall not apply to the members and officers of the present General Assembly.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Harrison and Baker, were as follows, viz:

Those who voted in the affirmative, were--

R. T. Baker,	Jas. W. Gorin,	J. D. Landrum,
N. R. Black,	W. C. Halbert,	John W. F. Parker,
Thos. P. Cardwell,	O. P. Johnson,	John A. Prall,
A. D. Cosby,	Henry C. Lilly,	George Wright—13.
W. W. Gardner,		

Those who voted in the negative, were—

J. M. Bigger,	Wm. A. Dudley,	B. W. Stone,
William S. Botts,	Evan M. Garriott,	Philip Swigert,
John B. Bruner,	James Harrison,	I. C. Winfrey,
John G. Carlisle,	W. W. McKenzie,	W. J. Worthington—14.
Jos. H. Chandler,	Elijah Patrick,	

Mr. Gorin moved to amend said bill as follows, viz:

Add to the last section of the bill the following proviso:

Provided, That this act shall not be construed as a repeal of the

resolution of the present General Assembly providing for the pay of the officers and members of this General Assembly in gold.

The question was then taken on the adoption of the amendment, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gorin and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	J. D. Landrum,
J. M. Bigger	James W. Gorin,	John W. F. Parker,
N. R. Black,	Wm. H. Grainger,	Elijah Patrick,
T. P. Cardwell,	W. C. Halbert,	John A. Prall,
Thos. B. Cochran,	O. P. Johnson,	Philip Swigert,
A. D. Cosby,	Henry C. Lilly,	George Wright—19.
Wm. A. Dudley,		

Those who voted in the negative, were—

William S. Botts,	F. L. Cleveland,	W. W. McKenzie,
John B. Bruner,	Milton J. Cook,	B. W. Stone,
John G. Carlisle,	James Harrison,	I. C. Winfrey,
Joseph H. Chandler,	John L. Helm,	W. J. Worthington—12.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Bigger, from the Committee on Circuit Courts, reported a bill to repeal a resolution of the present General Assembly directing the Auditor of Public Accounts to pay the members and officers of this General Assembly in gold.

Which bill was read the first time, and ordered to be read a second time.

The question was then taken on dispensing with the second reading of said bill, and it was decided in the negative.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act to amend the charter of the Richmond, Big Hill, and London turnpike road company,

Reported the same, with the expression of opinion that said bill ought not to pass.

The question was then taken on ordering said bill to be read a third time, and it was decided in the negative.

So said bill was disagreed to.

Mr. Cochran, from the Committee on Military Affairs, to whom had been referred a bill from the House of Representatives, entitled

An act to pay military claims audited by the Quarter-Master General,

Reported the same without amendment.

Ordered, That said bill be placed in the orders of the day.

Mr. Chandler read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That when the two Houses of the General Assembly adjourn on Monday, the 11th day of March next, they adjourn *sine die*.

Mr. Cleveland moved to amend the resolution by striking out "Monday, the 11th day," and inserting in lieu thereof the words "Friday, the 8th day."

And the question being taken thereon, it was decided in the negative.

The question was then taken on the adoption of the original resolution, and it was decided in the affirmative.

The Senate took up for consideration the amendments proposed by the House of Representatives to bills from the Senate of the following titles, viz:

An act to amend an act, entitled "An act to tax railroads, turnpike roads, and other corporations in aid of the Sinking Fund," approved February 20th, 1864.

An act to repeal five cents tax in aid of the Sinking Fund, and to transfer five cents tax in aid of the Sinking Fund to the use of the Treasury Department.

An act to amend chapter 34 of the Revised Statutes, title "Escheats and Escheators."

An act to extend the corporate limits of Bardstown.

Which amendments were twice read and concurred in.

The Senate took up for consideration the reconsideration of the vote by which a bill from the House of Representatives, of the following title, had been disagreed to, viz:

An act to incorporate the Sandy Valley Railroad Improvement Company.

And the question being taken on reconsidering said vote, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to increase the resources of the Sinking Fund, and to provide for the immediate payment of the State debt.

Mr. Helm moved to amend the amendment proposed by the House of Representatives.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by the House of Representatives as amended by the Senate, and it was decided in the affirmative.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to incorporate the Kentucky Club of Louisville.

Mr. Wright moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The Senate took up for consideration the amendment proposed by the House of Representatives to a resolution from the Senate, entitled

Resolution in regard to the Bank of Kentucky.

Which was twice read and concurred in.

The Senate took up for consideration a resolution in relation to a National Democratic Convention.

Which reads as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the General Assembly favor the calling of a National Democratic Convention of all the States, to be held in the city of Louisville at an early day, for the purpose of taking into consideration such measures as will promote the public welfare, maintain inviolate the Constitution of our fathers, the enforcement of constitutional law, and to bring to bear the whole power and influence of the National Democracy to the support of the President in his efforts to restore the Union, now dissevered by the unconstitutional revolutionary acts of Congress.

Mr. Dudley moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prall and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	Henry C. Lilly,
N. R. Black,	W. A. Dudley,	J. D. Landrum,
John B. Bruner,	W. W. Gardner,	W. W. McKenzie,
Jno. G. Carlisle,	James W. Gorin,	John W. F. Parker,
Thos. P. Cardwell,	William H. Grainger,	Elijah Patrick,
F. L. Cleveland,	W. C. Halbert,	John A. Prall,
Thomas B. Cochran,	James Harrison,	Philip Swigert,
Milton J. Cook,	O. P. Johnson,	George Wright—24.

Those who voted in the negative, were—

J. M. Bigger,	Evan M. Garriott,	Harrison Thompson,
Wm. S. Botts,	John L. Helm,	I. C. Winfrey—8.
Joseph H. Chandler,	B. W. Stone,	

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. J. D. Landrum, from the Committee on Education—

An act for the benefit of certain common school districts in this State.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Hinckston and Flat Creek turnpike road.

By same—

An act to charter the Owingsville and Wyoming turnpike road company.

By Mr. Cosby, from the same committee—

An act to amend the charter of the Richmond and Lancaster turnpike road company.

By same—

An act to amend the charter of the Winchester and Lexington turnpike road company.

By Mr. Halbert, from the same committee—

An act to incorporate the Big Stoner turnpike company.

By same—

An act to incorporate the Tunnell and Prickley Ash turnpike road company in Bath county.

By Mr. Chandler, from the same committee—

An act to empower the county court of Marion county to make subscriptions to the capital stock of turnpike road companies.

By Mr. Stone, from the same committee—

An act amendatory of the act authorizing the Clark county court to take stock in certain turnpike roads in said county.

By same—

An act to incorporate the Winchester and Howard's Creek turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

An act to empower the mayor and council of the city of Paris to subscribe to the capital stock of the Salomon Gas Company in said city, and for other purposes.

By Mr. Bruner, from the Committee on the Revised Statutes—

An act repealing an act creating the office of town marshal of Independence.

By same—

An act to amend the charter of the town of Columbus.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Owingsville and McIntyre Ferry turnpike road company.

By same—

An act to incorporate the Wyoming and Bald Eagle turnpike road in Bath county.

By same—

An act to incorporate the Owingsville and Sherburn turnpike road company.

By Mr. Chandler, from the same committee—

An act to incorporate the North Middletown and Cane Ridge turnpike road company.

With amendments to the last four named bills.

Which were adopted.

Ordered, That said bills, the last four as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bigger, from the Committee on Circuit Courts—

A bill to amend an act incorporating the Paducah Southern Iron Works, approved January 26th, 1858, and an act amendatory thereof, approved February 22, 1860.

By Mr. Prall, from the same committee—

A bill to amend an act to authorize guardians, trustees of wards, and *cestui que trusts* to make investments in real estate, approved February 21, 1863.

By Mr. Baker, from the Committee on County Courts—

A bill to authorize the presiding judge of the Kenton county court to change the boundaries of voting precincts in the city of Covington, and to establish additional voting precincts in said city.

By Mr. Swigert, from the Committee on Internal Improvement—

A bill to amend an act to authorize the voters of Mercer county to vote on the levy of a tax for railroad and turnpike purposes.

By same—

A bill to incorporate the Forks of Elkhorn turnpike company.

By Mr. Bigger, from the Committee on the Judiciary—

A bill to amend the city charter of Paducah, approved March 10th, 1856.

By same—

A bill to incorporate the Paducah and Florence Packet Company.

By same—

A bill to incorporate the Paducah Steamboat Building Company.

By same—

A bill to amend an act incorporating the Paducah and McCracken County Agricultural and Mechanical Association.

By Mr. Helm, from the Committee on Privileges and Elections—

A bill to change the line between the Tollsboro and Esculapia election districts, in Lewis county.

By Mr. Bruner, from the Committee on Revised Statutes—

A bill to amend the charter of the Louisville and Frankfort and Lexington and Frankfort railroad companies.

By same—

A bill to incorporate the Worthville and Buck Run turnpike company.

By same—

A bill to repeal an act to reduce into one the voting places in Buffalo district, in Carter county.

By Mr. Carlisle, from the same committee—

A bill to amend the charter of the city of Covington.

By same—

A bill to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Flemingsburg."

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following petitions were presented, viz:

By Mr. W. J. Worthington—

1. The petition of citizens of Boone Furnace, in relation to the removal of a voting precinct.

By Mr. Botts—

2. The petition of J. S. Pollett and others, in relation to school district No. 11, in Lewis county.

By Mr. O. P. Johnson—

3. The petition of John H. Wilkins and others, in relation to the time of holding the circuit court in the Warren county judicial district.

Which petitions were received, the reading dispensed with, and they were referred—the 1st to the Committee on Revised Statutes; the 2d to the Committee on Education, and the 3d to the Committee on Circuit Courts.

Leave was given to bring in the following bills, viz:

On motion of Mr. Cleveland—

1. A bill to amend the third section of an act, entitled "An act to amend existing laws in regard to demands due the State from corporations," approved 20th of February, 1864.

On motion of Mr. Harrison—

2. A bill to protect the mechanics and manufacturers of Louisville.

On motion of same—

3. A bill to charter the People's Insurance Company of Louisville, Kentucky.

On motion of same—

4. A bill to charter the Young Men's Christian Association.

On motion of same—

5. A bill to amend the charter of the Louisville Chemical Works.

The Committee on the Revised Statutes were directed to prepare and bring in the 1st, and the Committee on the Judiciary the 2d, 3d 4th, and 5th.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined enrolled bills and resolutions, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the town of Whitesville, in Daviess county.

An act to charter the Owensboro and Russellville railroad company.

An act for the benefit of W. W. Cox, late sheriff of Morgan county.

An act for the benefit of Wm. Ryan, late sheriff of Calloway county.

An act to reduce toll on hay on the Kentucky river.

An act for the benefit of Uriah Winchell, of Grayson county.

An act to incorporate the Western and Southern Engineers' Benevolent Association of Louisville.

An act to establish the Falmouth Deposit Bank.

An act to empower the county court of Harrison county to subscribe stock to turnpike road companies.

An act to provide for raising funds to complete the court-house in Daviess county.

An act to empower the county court of Harrison county to borrow the H. C. Moore school fund.

An act for the benefit of Warren county.

An act to authorize the Henderson county court to raise money by an ad valorem tax and issuing bonds.

An act to incorporate the Daysville Academy.

An act exempting the Board of Managers of the House of Refuge from serving on juries.

An act to incorporate the Riley's Station and South Fork turnpike road company.

An act to incorporate the Flag Run turnpike road company.

An act to amend the charter of the city of Newport.

An act to amend an act, entitled "An act to incorporate the Lebanon and Bradfordsville turnpike company," approved March 6th, 1850.

An act to establish and incorporate the district of Highlands, in Campbell county.

An act to amend the charter of the Petroleum Fire and Marine Insurance Company of Campbell county.

An act to incorporate the Preston Lodge, No. 281, of Free and Accepted Masons.

An act to amend the charter of the town of Louisa, Lawrence county.

An act to incorporate the Harmonia Lodge, No. 60, of U. D. O. H., or Independent German Order of Harugari.

An act to incorporate the town of Fairview, in the counties of Todd and Christian.

An act to amend the charter of the town of Springfield.

An act to amend an act to incorporate the Hillsboro and Phelps Mill turnpike road company.

An act to authorize the trustees of the town of Albany to sell a portion of Jefferson street in said town.

An act to incorporate the Muldrough's Mountain Sanitary Company.

An act to incorporate the Carlisle, Concord, Union, and Sharpsburg turnpike road company.

An act to increase the salary of the Governor of this Commonwealth.

An act to amend and reduce into one all previous acts incorporating the town of Owenton, in Owen county.

An act for the benefit of the estate of John R. and Wm. R. Woodfill.

An act to incorporate the Green River Manufacturing Company.

An act to amend the charter of the Bank Lick turnpike company.

An act to incorporate the Clark and Bourbon turnpike road company.

An act to authorize the county court of Scott county to increase the county levy, and lay an ad valorem tax for county purposes, and to pay the debt of the county.

An act to incorporate the Bank of Cadiz.

An act to incorporate the town of Berry Station, in Harrison county.

An act to amend the charter of the Shelby railroad company, and to authorize certain districts in Shelby county to subscribe stock in the same.

An act to incorporate the Mulberry and Consolation turnpike road company.

An act to incorporate the Shelby and Oldham turnpike road company.

An act to incorporate the Eminence and Ballardsville turnpike road company.

An act to incorporate the Maxville and North Fork Station turnpike road company.

An act to incorporate the Milburn Male and Female Academy.

An act to incorporate the Louisville and Evansville Mail Company.

An act to amend the mechanics' lien law, approved February 17th, 1858, for the counties of Jefferson, &c., so as to apply said act to the county of Campbell and city of Newport and county of Henderson.

An act to amend an act, entitled "An act to incorporate the Newport Cemetery Company."

An act to incorporate Briensburg Lodge, No. 401, of Free and Accepted Masons, in Marshall county.

An act to incorporate the town of Murphysville, in Mason county.

An act to incorporate the Waterford and Plum Creek turnpike road company.

An act to incorporate the Greenland Association for the Improvement of the Breed of Horses.

An act to incorporate the Stanford and Richmond railroad company.

An act for the benefit of the town of Dixon, in Webster county.

An act to incorporate the town of Bethel, in Bath county.

An act to amend an act to incorporate the New Liberty Institute.

An act to incorporate the Millville, Frankfort, and Versailles turnpike road company.

An act to amend an act, entitled "An act to incorporate Madison Female Institute," approved January 26, 1858.

An act to incorporate the Sparta Lodge, No. 260, of Free and Accepted Masons.

An act to incorporate the Hopewell and Bethlehem turnpike road company.

An act to incorporate the Cumberland and Ohio River Transportation Company.

An act to incorporate the People's Market-house Company of Louisville.

An act to amend an act, entitled "An act to incorporate Elizabethtown," approved 9th of February, 1850, and the several acts amendatory thereto, and to extend the corporate limits of said town.

An act to empower the county court of Henry county to subscribe stock in aid of turnpike roads in said county.

An act for the benefit of the committee of the Henry county court.

An act for the better organization of public schools in the city of Frankfort.

Resolution to print and distribute in pamphlet form the general laws of this session.

Resolution directing the printing of synopses of general laws and titles of private laws passed at this session of the General Assembly.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Lagrange and Shelbyville turnpike road company.

An act to incorporate the Christian Coal Company.

An act amending the laws incorporating the town of Mt. Vernon.

An act for the benefit of John Haly.

An act for the benefit of J. R. Trout, of Marshall county.

An act to attach a portion of Grant to Gallatin county.

An act for the benefit of the trustees of the town of Franklin.

An act to incorporate the Gemilet Chesed Lodge, No. 2, Independent Order of Brit Abraham.

An act to charter the Paducah Plow and Wagon Manufacturing Company.

An act to incorporate the Paducah Cotton Manufacturing Company.

An act to amend the charter of the Commonwealth Insurance Company of Kentucky.

An act to amend an act, entitled "An act to establish the county of Robertson," approved 11th of February, 1867.

And had found the same correctly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

And then the Senate adjourned.

THURSDAY, FEBRUARY 28, 1867.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act for the benefit of John H. Terrell, administrator of G. B. Grundy, deceased.

An act for the benefit of W. R. McFerron, late presiding judge of the Barren county court.

An act for the benefit of George T. Blakey, late sheriff of Logan county.

An act for the benefit of Samuel R. Tolle, late sheriff of Barren county.

An act for the benefit of Peter Jett.

An act for the benefit of Harrison Thompson, Daniel White, Samuel Biggerstaff, and S. Parrish.

An act for the benefit of R. L. Ireland, late clerk of the Gallatin county court.

An act for the benefit of W. B. Ely, late sheriff of Marshall county.

An act for the benefit of H. S. Shondy, late sheriff of Hart county, and his duly qualified deputies.

An act to incorporate the Richmond and Lexington railroad company.

An act to amend an act, entitled "An act to authorize the voters of Mercer county to vote on the levy of a tax for railroad and turnpike purposes."

An act to relieve the tax-payers of the State from the payment of ten cents extra commission to the sheriffs or collectors of revenue.

An act to charter the Southern Life Insurance Company.

An act for the benefit of A. W. Nickell, sheriff of Johnson county.

An act for the benefit of Ben. Botts, sheriff of Fleming county.

An act for the benefit of James Hogg, sheriff of Letcher county.

With amendments to the last three named bills.

Which last three named bills, with the proposed amendments, were referred to the Committee on Finance.

That they had passed bills of the following titles, viz:

1. An act to fix the salary of the Register of the Land Office and his chief clerk.

2. An act for the benefit of William Johnson, late sheriff of Pike county.

3. An act to extend the provisions of an act, entitled "An act for the benefit of Hezekiah Combs, late sheriff of Perry county."

4. An act to provide payment for physicians by county levies for treatment of prisoners while confined in their county jails.

5. An act for the benefit of Green, Marshall & Co.

6. An act for the benefit of Benjamin Duvall, late sheriff of Ohio county.

7. An act for the benefit of B. Calloway, late sheriff of Harlan county.

8. An act for the benefit of John Boyd, sheriff of Lyon county.

9. An act for the benefit of O. Ross Baker, late sheriff of Caldwell county.

10. An act for the benefit of James Eifort, of Carter county.

11. An act for the benefit of school districts Nos. 17, 28, and 64, of Owen county.

12. An act to change the voting precinct in Hadensville district.

13. An act for the benefit of John Nesbitt, late sheriff of Webster county.

14. An act concerning the county roads in Henderson, Union, and Taylor counties.

15. An act to change the time of holding the courts in the second judicial district.

16. An act for the benefit of T. A. Leiper, jailer of Livingston county.

17. An act, entitled "An act to regulate the tolls on turnpike roads terminating at the city of Lexington."

18. An act to incorporate the Turnersville, McKinney's Station, and Coffee's Mill turnpike road company.

19. An act to amend an act for the benefit of the Lancaster and Crab Orchard turnpike road company, approved February 17, 1866.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 3d, 5th, 6th, 7th, 8th, 9th, 10th, 13th, and 16th to the Committee on Finance; the 4th and 14th to the Committee on County Courts; the 11th to the Committee on Education; the 12th to the Committee on Privileges and

Elections; the 15th to the Committee on Circuit Courts, and the 17th, 18th, and 19th to the Committee on Internal Improvement.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act to amend the charter of the Louisville Bridge Company, approved March 10th, 1856.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with, it was referred to the Committee on the Judiciary.

Mr. Carlisle, from the Committee on the Judiciary, reported a bill to amend chapter 47, article 1, section 1, of the Revised Statutes, title "Marriages."

Said bill was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That chapter 47, article 1, section 1, of the Revised Statutes, be, and the same is hereby, so amended, that hereafter neither a man or a woman shall marry his or her first cousin, under the pains and penalties and disabilities prescribed in said first section.

§ 2. This act shall take effect from and after the expiration of six months.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Winfrey moved to lay said bill on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and J. D. Landrum, were as follows, viz:

Those who voted in the affirmative, were--

Wm. Johnson,	I. C. Winfrey,	George Wright—3.

Those who voted in the negative, were—

R. T. Baker,	W. W. Gardner,	J. D. Landrum,
J. M. Bigger,	Evan M. Garriott,	W. W. McKenzie,
N. R. Black,	Jas. W. Gorin,	Elijah Patrick,
William S. Botts,	W. C. Halbert,	John A. Prall,
John G. Carlisle,	James Harrison,	B. W. Stone,
Thos. P. Cardwell,	John L. Helm,	Philip Swigert,
Jos. H. Chandler,	O. P. Johnson,	Harrison Thompson
Thos. B. Cochran,	Henry C. Lilly,	C. T. Worthington,
Milton J. Cook,	John J. Landram,	W. J. Worthington—28.
Wm. A. Dudley,		

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	John J. Landram,
J. M. Bigger,	W. A. Dudley,	J. D. Landrum,
N. R. Black,	W. W. Gardner,	Elijah Patrick,
Wm. S. Botts,	James W. Gorin,	John A. Prall,
John G. Carlisle,	James Harrison,	B. W. Stone,
Thos. P. Cardwell,	John L. Helm,	Philip Swigert,
Joseph H. Chandler,	O. P. Johnson,	Harrison Thompson,
F. L. Cleveland,	Wm. Johnson,	C. T. Worthington,
Thomas B. Cochran,	Henry C. Lilly,	W. J. Worthington—28.
Milton J. Cook,		

Those who voted in the negative, were—

W. W. McKenzie, I. C. Winfrey, George Wright—3.

Resolved, That the title of said bill be as aforesaid.

Mr. Stone, from a select committee, reported a bill to regulate the practice of dentistry.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Said bill was then amended.

Ordered, That said bill be referred to the Committee on the Judiciary.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to establish the 16th judicial district,

Together with the amendment heretofore proposed by Mr. Cleveland as a substitute for said bill.

The question was then taken on the adoption of the substitute offered by Mr. Cleveland, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

N. R. Black,	James W. Gorin,	John A. Prall,
Wm. S. Botts,	James Harrison,	Philip Swigert,

F. L. Cleveland,	Henry C. Lilly,	Harrison Thompson
Milton J. Cook,	J. D. Landrum,	George Wright—14.
W. W. Gardner,	John W. F. Parker,	

Those who voted in the negative, were—

R. T. Baker,	Thos. B. Cochran,	Wm. Johnson,
J. M. Bigger,	A. D. Cosby,	W. W. McKenzie,
John G. Carlisle,	Evan M. Garriott,	Elijah Patrick,
Thos. P. Cardwell,	John L. Helm,	I. C. Winfrey—14.
Jos. H. Chandler,	O. P. Johnson,	

Mr. Wright then moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Jas. W. Gorin,	John W. F. Parker,
N. R. Black,	James Harrison,	Elijah Patrick,
Tho. P. Cardwell,	O. P. Johnson,	John A. Prall,
F. L. Cleveland,	Henry C. Lilly,	Philip Swigert,
Milton J. Cook,	J. D. Landrum,	I. C. Winfrey,
W. W. Gardner,	W. W. McKenzie,	George Wright—18.

Those who voted in the negative, were—

J. M. Bigger,	Thos. B. Cochran,	Wm. Johnson,
Wm. S. Botts,	A. D. Cosby,	H. Thompson,
John G. Carlisle,	Evan M. Garriott,	W. J. Worthington—11.
Jos. H. Chandler.	John L. Helm,	

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to pay military claims audited by the Quarter-Master General.

Which bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasury, to be paid out of the Military Fund, the claims named in the report of the Quarter-Master: *Provided*, That if there should be no money in the Treasury belonging to the Military Fund, then said claims shall be paid out of any money in the Treasury not otherwise appropriated.

§ 2. This act shall take effect from its passage.

Mr. Cleveland moved to amend said bill as follows:

Section 1, line 6, after the word "report," add the words "and supplemental report made to the present General Assembly, which sum in the aggregate amounts to thirteen hundred and sixty-six dollars and forty cents, and is dated February 27, 1867."

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	John W. F. Parker,
N. R. Black,	James W. Gorin,	Elijah Patrick,
William S. Botts,	Wm. H. Grainger,	John A. Prall,
John G. Carlisle,	James Harrison,	B. W. Stone,
Tho. P. Cardwell,	O. P. Johnson,	Philip Swigert,
Jos. H. Chandler,	Henry C. Lilly,	Harrison Thompson,
F. L. Cleveland,	John J. Landram,	I. C. Winfrey,
Thos. B. Cochran,	J. D. Landrum,	C. T. Worthington,
A. D. Cosby,	W. W. McKenzie,	George Wright—28.
Wm. A. Dudley,		

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Cook moved the following resolution, viz:

Resolved, That the Senate will, after to-day, hold evening sessions, commencing at 7 o'clock, P. M.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Cook, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	J. D. Landrum,
N. R. Black,	Evan M. Garriott,	W. W. McKenzie,
William S. Botts,	William H. Grainger,	Elijah Patrick,
John G. Carlisle,	W. C. Halbert,	John A. Prall,
Tho. P. Cardwell,	John L. Helm,	B. W. Stone,
Joseph H. Chandler,	O. P. Johnson,	Philip Swigert,
Thos. B. Cochran,	Wm. Johnson,	H. Thompson,
Wm. A. Dudley,	Henry C. Lilly,	W. J. Worthington—24.

Those who voted in the negative, were—

J. M. Bigger,	James W. Gorin,	I. C. Winfrey,
F. L. Cleveland,	James Harrison,	C. T. Worthington,
Milton J. Cook,	John W. F. Parker,	George Wright—9.

On motion, indefinite leave of absence was granted to Mr. Cardwell after Monday next.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to supply the Clerk of the Court of Appeals with books.

The question was then taken on the passage of said bills, and it was decided in the affirmative.

The yeas and nays being required thereon, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	J. D. Landrum,
J. M. Bigger,	Evan M. Garriott,	W. W. McKenzie,
N. R. Black,	James W. Gorin,	Elijah Patrick,
Wm. S. Botts,	Wm. H. Grainger,	John A. Prall,
John G. Carlisle,	W. C. Halbert,	B. W. Stone,
Thomas P. Cardwell,	James Harrison,	Philip Swigert,
Joseph H. Chandler,	John L. Helm,	H. Thompson,
F. L. Cleveland,	O. P. Johnson,	I. C. Winfrey,
Thos. B. Cochran,	Wm. Johnson,	C. T. Worthington,
A. D. Cosby,	Henry C. Lilly,	Wm. J. Worthington,
Wm. A. Dudley,	John J. Landram,	George Wright—33.

In the negative—Milton J. Cook.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill to provide for the purchase of a steam fire engine for the protection of the public property belonging to the State.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Governor of this Commonwealth be, and he is hereby, directed to purchase a suitable steam fire engine for the better protection of the public property in the city of Frankfort; and when so purchased, that he make arrangement with the city authorities to take charge of and keep the same in good order, and at all times ready for the purposes indicated.

§ 2. That, to effect the object indicated in the first section of this act, the Governor is hereby authorized to draw his warrant on the Auditor of Public Accounts for the sum of ———— dollars for said purpose, and that the Treasurer be directed to pay the same.

§ 3. This act to take effect from its passage.

Mr. Swigert moved to fill the blank in the second section of the bill with the words "six thousand."

And the question being taken thereon, it was decided in the affirmative.

Mr. Dudley then moved to amend the bill by adding to the second section of the bill the following proviso:

Provided, That before such warrant shall be drawn, the city authorities of Frankfort shall obligate themselves by resolution of the mayor and council to keep said engine in repair, and furnish the necessary force of men and horses to work the same.

Which was adopted.

Mr. Cleveland moved to add to the proviso the following:

Provided further, That the said city authorities shall have at all times the privilege of using said engine for the protection of private property.

Which was also adopted.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	John J. Landram,
N. R. Black,	Evan M. Garriott,	J. D. Landrum,
Wm. S. Botts,	James W. Gorin,	W. W. McKenzie,
Jno. G. Carlisle,	William H. Grainger,	John A. Prall,
F. L. Cleveland,	W. C. Halbert,	B. W. Stone,
Thomas B. Cochran,	John L. Helm,	Philip Swigert,
A. D. Cosby,	Wm. Johnson,	Harrison Thompson,
W. A. Dudley,	Henry C. Lilly,	W. J. Worthington—24.

Those who voted in the negative, were—

J. M. Bigger,	O. P. Johnson,	I. C. Winfrey,
Thos. P. Cardwell,	John W. F. Parker,	C. T. Worthington,
Joseph H. Chandler,	Elijah Patrick,	George Wright—10.
James Harrison,		

Resolved, That the title of said bill be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Wm. Johnson, from the Committee on Circuit Courts—

An act for the benefit of the estate of George Brownfield, late clerk of the Larue circuit court.

By Mr. Harrison, from the Committee on the Judiciary—

An act for the benefit of the Cumberland Presbyterian Church of Hopkinsville.

By same—

An act to amend the charter of the Louisville Bridge Company, approved March 10th, 1856.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act authorizing James Brien to adopt Levi Wright as his child,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Gorin, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act to amend second sub-division of section 1, article 5, chapter 86, of the Revised Statutes, concerning sale of lands of married women,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Swigert, from the Committee on Internal Improvement—

A bill to amend the charter of the Bardstown and Bloomfield turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

A bill to charter the People's Insurance Company of Louisville.

By same—

A bill to charter the Louisville Young Men's Christian Association.

By same—

A bill to amend the charter of the Louisville Chemical Works.

By Mr. Gorin, from the same committee—

A bill for the benefit of the marshal of the town of Monticello.

By same—

A bill to amend an act, entitled "An act to charter the Board of Internal Improvement for Barren county, and for other purposes," approved January 30th, 1867.

By same—

A bill to incorporate Chrystal Division, No. 67, Sons of Temperance.

By Mr. Bigger, from the same committee—

A bill to incorporate the Elizabethtown and Paducah railroad company.

By same—

A bill allowing to W. S. Hicks, sheriff of Henderson county, further time to give official bond and take the oath of office.

By same—

A bill to amend the charter of the town of Greenupsburg.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The following petitions were presented, viz:

By Mr. W. J. Worthington—

1. The petition of George W. Kouns, in relation to work done on the Big Sandy and Lexington turnpike road, &c.

By Mr. Wm. Johnson—

2. The following petition of Wm. Johnson and others, in behalf of the State Agricultural Society, viz:

To the General Assembly of the Commonwealth of Kentucky:

Your petitioners, in behalf of the Kentucky State Agricultural Society, most respectfully represent to your honorable body, that, during several years of the operation of the Society, its effect upon the industrial interests of the State was most obviously beneficial, and the appropriation annually of five thousand dollars in aid of the funds of the Society, received the cordial approbation of the great mass of the people of the State.

Not only the agricultural, but also the horticultural and mechanical interests, all over the whole State, were developed and sustained by public addresses, essays, and periodicals, and by reports from kindred associations, as well as by public exhibitions.

It was a matter of profound regret, that causes of national import, and beyond the control of the Society, have more recently caused a suspension of some of these agencies for the general welfare; but these causes, being now happily removed, the Society is again ready and anxious to enter upon and occupy its whole field of influence, and to embrace in its beneficent action every industrial interest, and, as far as practicable, even to the uttermost parts of the State.

At a recent general convention of the friends of agriculture, horticulture, and the mechanic arts, embracing also delegates from sixteen different auxiliary associations, held in Frankfort on the 21st inst., it was unanimously resolved to petition your honorable body again to renew the former appropriation of five thousand dollars in aid of the funds of the Society for the present year.

The said convention was pleased to indicate the future mode of conducting the operations of the Society, not only in holding the fairs of the Society in agricultural districts in which fairs have not been previously held, if practicable, but also by the dissemination of addresses, essays, and reports, and by the circulation of reliable periodicals, which shall embrace, develop, and make known the industrial interests of every portion of the Commonwealth.

At a meeting of the officers of the Society in Frankfort, on the evening of the 28th inst., it was unanimously resolved to comply with the request of said convention, and in future to conduct the affairs of the Society, as far as practicable, upon that plan, including also the collection and exhibition of specimens of the soils, minerals, timbers, and mechanical products of every part of the State.

The State Agricultural Society has also acceded to the proposal of the convention herein alluded to, and has determined to hold during the ensuing year, in Kentucky, an Industrial Congress, composed of delegates from agricultural, horticultural, mining, and manufacturing associations from the whole of the United States. Your petitioners cannot fully express the vast benefits which must result to all the material interests of our people from the holding in our midst of so large an assemblage of intelligent, enterprising, and wealthy gentlemen, representing large and powerful corporations from all portions of the Union. But this salutary and beneficent undertaking would be entirely defeated by the failure on the part of your honorable body to make the desired appropriation.

For these, and many other considerations involving the general welfare, your petitioners, by the appointment of the said Agricultural Convention, and also by the appointment of the State Agricultural Society, ask of your honorable body the passage of a law making the appropriation of five thousand dollars in aid of the funds of the Society for the current year, to be expended as herein expressed.

WILLIAM JOHNSON,
PHILIP SWIGERT,
ROBERT W. SCOTT,
LAWRENCE YOUNG,
BRYAN R. YOUNG,
Committee.

By Mr. Bigger—

3. The following memorial of John M. Johnson in relation to the Confederate dead, viz:

To the General Assembly of Kentucky:

The undersigned, your petitioner, a citizen of this Commonwealth, but residing temporarily in the State of Georgia, would respectfully represent:

That, in May last, an organization was formed by a few Kentuckians, residing in the city of Atlanta, for the purpose of reinterring the Kentucky Confederate dead, of which the undersigned is President. That we were urged to this course by representations made to us that the dead were often buried in places required for cultivation, for making roads, and building houses; that in many instances they were hastily interred, and without proper implements, on the spot where they fell, amid alarm and danger, and, not unfrequently, so imperfectly as to leave their bodies partially exposed to view.

The dead to which we allude are those who fell at Chickamauga, Missionary Ridge, and in the series of battles occurring between Dalton and Atlanta, and around Atlanta, Decatur, and Jonesboro, and some in East and Middle Tennessee.

The number identified is about three hundred, and those unidentified about two hundred. We wish to bury them in the plainest manner, but so as to reflect credit upon the great State that gave them birth, and whose sons they were. To accomplish this, it will require about ten thousand dollars, or twenty dollars each.

As a beginning, a noble-hearted son of Georgia, T. T. Smith, Esq., has given us a beautiful site, worth several thousand dollars, within the corporate limits of the city of Atlanta. We have secured a charter under the laws of Georgia, and the city of Atlanta has consented to their interment within her limits, and we have obtained the written consent of Major General Thomas, who did not hesitate to approve it. But we can do no more. And we now appeal to your honorable body to appropriate the amount named, under the necessary safeguards, to enable us to go forward in the accomplishment of the work.

The dead for whom we ask the appropriation were our brothers in arms. They were also your sons and brothers. The cause in which they laid down their lives has been lost; the States for whose defense they fell have been conquered; their material prosperity swept away, and to-day famine menaces its hundreds of thousands within their borders. You have an overflowing treasury; your harvest home has filled your granaries and barns to repletion; you are able to be generous. Every act of kindness softens the heart of him that gives and him that receives—gives encouragement amidst despair, and will return in blessings upon your heads from hearts and homes made desolate by the mighty pandemonium which but yesterday shook the continent like a reed.

I need not tell you of Morgan, Helm, Graves, Hewitt, Moss, Burnly, McKendre, Maderie, Jimmy Patterson, Willie Carson, Millett, and hundreds of others no less distinguished for generous hearts, lofty courage, and noble ambition, who sleep almost undistinguished on the bloody plain upon which they fell. Will you, can you, leave the silent dead to perpetual infamy and an eternal night of forgetfulness,

in the face of the generous fellowship you have extended to their surviving brethren?

But we "come to bury Cæsar, not to praise him." We ask not to perpetuate their names and deeds on monumental brass and marble, but simply to give them Christian burial in a Christian land, where the hand of affection or friendship may plant the heartsease and rose, and make beautiful the valley of death. Let us do this, and leave to time their monument and to history their epitaph.

We embrace the apothegm that "peace hath her victories no less than war." We beg that you will help us and all others engaged in the great work of restoration to make her empire one of love. Let not passion enter here; but with God-like charity, chastened and exalted by a knowledge of the weakness and suffering of a common humanity, endeavor by kind acts and a generous confidence to remove every root of bitterness from among us, and make us one people—our bond of union being mutual sympathy, mutual confidence, mutual interest, and a common destiny, under a common union, constitution, and flag.

JNO. M. JOHNSON.

Which were received, the reading dispensed with, and referred—the 1st to the Committee on Finance; the 2d and 3d were ordered to be printed, and referred—the 2d to the Committee on Agriculture and Manufactures, and the 3d to the Committee on the Judiciary.

Mr. J. D. Landrum moved the following resolution, viz:

Resolved, That after the 4th day of March no new business will be received or entertained by the Senate.

On motion of Mr. Wright,

Ordered, That said resolution be laid on the table.

Leave was given to bring in the following bills, viz:

On motion of Mr. Harrison—

1. A bill to charter the Central Market Company of Louisville.

On motion of Mr. Winfrey—

2. A bill for the benefit of W. T. Jackman, of Russell county.

On motion of Mr. Cosby—

3. A bill to amend the charter of the Evansville, Henderson, and Nashville railroad.

On motion of same—

4. A bill to authorize the city of Henderson to issue bonds for railroad purposes.

On motion of Mr. O. P. Johnson—

5. A bill for the benefit of school district No. 3, in Butler county.

On motion of Mr. W. J. Worthington—

6. A bill for the benefit of Wm. Corum, clerk of the Greenup circuit court.

On motion of Mr. Botts—

7. A bill to incorporate the Day's Mill and Tilton turnpike road in Fleming county.

On motion of Mr. Bigger—

8. A bill to authorize the county court of Marshall county to issue bonds to build bridges.

On motion of Mr. Chandler—

9. A bill for the benefit of A. P. Ricketts, C. S. Stoy, and others, of Lebanon.

The Committee on the Judiciary were directed to prepare and bring in the 1st and 8th; the Committee on Finance the 2d and 6th; the Committee on Internal Improvement the 3d, 4th, and 7th; the Committee on Education the 5th, and the Committee on Propositions and Grievances the 9th.

The Senate took up for consideration the reconsideration of the vote by which they had passed a bill from the House of Representatives, entitled

An act for the benefit of certain common school districts in this State.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be referred to the Committee on Education.

The Senate took up for consideration a bill, entitled

An act to incorporate the Trade Bank.

Ordered, That said bill be referred to the Committee on Banks.

The Senate took up for consideration the reconsideration of the vote by which the Senate disagreed to the passage of a bill from the House of Representatives, entitled

An act to authorize the sale by judgment of court of the Presbyterian Church in the town of Greenville.

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill be referred to the Committee on the Judiciary.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to authorize the county court of Trimble county to sell the poor-house of said county.

An act to prohibit the importation and sale of Texas cattle in this Commonwealth.

An act to appropriate money and provide for the erection of additional buildings at the Eastern Lunatic Asylum,

An act for the benefit of Thos. M. Jones, judge of the Calloway county court.

An act creating an additional justices' and voting precinct in Perry county.

An act for the benefit of Wm. Vaun, presiding judge of the Clinton county court.

An act to establish an additional voting precinct and justices' district in Mason county.

An act to change the voting place in Elk Fork precinct, in Lewis county.

An act legalizing the acts of the police judge of Harrodsburg.

An act to amend section 84 of the Revised Statutes.

An act to charter the Campbellsburg and Bedford turnpike road company.

An act to incorporate the Societa Di Union E Fratellanza Italiana in Louisville.

An act to incorporate the Jefferson County Sporting Club.

An act to amend the charter of the Jefferson County Pond Draining Company.

An act to incorporate the Bull's Patent Brick Machine Company of Louisville.

An act incorporating the German Benevolent Association at Hickman, Kentucky.

An act authorizing the sale of a lot in Bewleyville, Breckinridge county.

An act for the benefit of petit jurors of Monroe and other counties.

An act to close an alley in Newcastle.

An act to incorporate the Pleasureville, Bethlehem, and Kentucky River turnpike road company.

An act for the benefit of the Versailles, Clifton, and Lawrenceburg turnpike road company.

An act to legalize the order of the Ohio county court in leasing out part of the public square in Hartford.

An act for the benefit of Valentine Rogers and wife.

An act for the benefit of the Southwestern Fair Grounds Association.

An act for the benefit of Fleming county for keeping a pauper lunatic.

An act providing for the subscription of stock in railroad companies by the city of Maysville.

An act to amend an act, entitled "An act authorizing the sale of the Maysville and Big Sandy railroad, and providing for the organization of a new company to construct said road."

An act to declare the Kentucky Gazette, published at Lexington, an authorized newspaper in this Commonwealth.

An act for the benefit of the Belleview and Petersburg election districts, in Boone county.

An act to amend the charter of the town of Petersburg, in Boone county.

An act authorizing constables of Ballard county to execute writs of forcible entry and detainer.

An act to authorize the county court of Carroll county to appoint a bridge and road commissioner and levy a tax for bridge and road purposes.

An act in relation to the police court of Caseyville, in Union county.

An act to amend an act, entitled "An act to revive and continue an act to incorporate the Cook Benevolent Institution," approved 7th March, 1854.

An act to authorize the sale of Concord Universalist Church, in Bourbon county, by judgment of court.

An act to amend the charter of the Louisville Water Company.

An act to incorporate the Patterson Institute.

An act to create an additional voting and magistrates' district in Campbell county.

An act for the benefit of the orphans of St. Thomas' Asylum of Bardstown.

Resolution providing for a recess of this General Assembly from the 21st to the 27th of February, 1867.

And enrolled bills and a resolution, originating in the Senate, of the following titles, viz:

An act to amend an act to establish the levy and county court for Jefferson county.

An act to quiet all disturbances growing out of the late rebellion.

An act to establish the county of Josh Bell.

An act to amend an act, entitled "An act to establish a claim agency in the city of Washington."

An act for the benefit of R. T. Baker, A. S. Allen, and James White.

An act for the benefit of the citizens of the town of Williamsburg, in Whitley county.

An act to authorize the county court of Franklin to sell and convey the poor-house of said county.

An act concerning certain marriages.

An act to amend an act, entitled "An act to incorporate the Carlisle and Parks' Ferry turnpike road company."

Resolution providing for paying John G. Carlisle and others.

And had found the same correctly enrolled.

Said bills and a resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

And then the Senate adjourned.

FRIDAY, MARCH 1, 1867.

A message was received from the House of Representatives, announcing that they had passed bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to protect bridges across the Ohio river.

An act to incorporate the Mutual Assurance Society.

An act to incorporate the Elizabethtown and Paducah railroad company.

Resolution in relation to final adjournment.

That they had passed bills of the following titles, viz:

1. An act to require master commissioners to take an oath of office and execute bond for the faithful performance of their duties.

2. An act for the benefit of John H. Butler, late sheriff of Allen county.

3. An act for the benefit of Alfred Kelly and others.

4. An act supplemental to the act passed at the present session amending the charter and extending the corporate limits of Elizabethtown, approved February, 1867.

5. An act to incorporate the Middletown and Louisville and Frankfort Railroad turnpike road company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on the Judiciary; the 2d and 3d to the Committee on Finance; the 4th to the Committee on Revised Statutes, and the 5th to the Committee on Internal Improvement.

That they had received official information from the Governor, announcing that he had approved and signed sundry enrolled bills and resolutions, originating in the House of Representatives, of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Merchants' and Traders' Insurance Company," approved January 23d, 1867.

An act to amend an act, entitled "An act to incorporate Elizabethtown," approved 9th of February, 1850, and the several acts amendatory thereto, and to extend the corporate limits of said town.

An act to incorporate the Millville, Frankfort, and Versailles turnpike road company.

An act to amend the charter of the city of Newport.

An act to incorporate the Preston Lodge, No. 281, of Free and Accepted Masons.

An act to establish and incorporate the district of Highlands, in Campbell county.

An act to incorporate the town of Whitesville, in Daviess county.

An act to incorporate the Western and Southern Engineers' Benevolent Association of Louisville.

An act to increase the salary of the Governor of this Commonwealth.

An act to incorporate the Bank of Cadiz.

An act to amend the charter of the Bank Lick turnpike company.

An act to incorporate the Hopewell and Bethlehem turnpike road company.

An act to incorporate Briensburg Lodge, No. 401, of Free and Accepted Masons, in Marshall county.

An act to incorporate the Cumberland and Ohio River Transportation Company.

An act to incorporate the Maxville and North Fork Station turnpike road company.

An act to incorporate the Clark and Bourbon turnpike road company.

An act to amend an act, entitled "An act to incorporate Madison Female Institute," approved January 26, 1858.

An act to amend and reduce into one all previous acts incorporating the town of Owenton, in Owen county.

An act to incorporate the Sparta Lodge, No. 260, of Free and Accepted Masons.

An act to incorporate the Greenland Association for the Improvement of the Breed of Horses.

An act to empower the county court of Henry county to subscribe stock in aid of turnpike roads in said county.

An act to incorporate the Milburn Male and Female Academy.

An act to incorporate the town of Bethel, in Bath county.

An act for the better organization of public schools in the city of Frankfort.

An act to amend an act to incorporate the New Liberty Institute.

An act to amend the mechanics' lien law, approved February 17th, 1858, for the counties of Jefferson, &c., so as to apply said act to the county of Campbell and city of Newport and county of Henderson.

An act for the benefit of the committee of the Henry county court.

An act for the benefit of the town of Dixon, in Webster county.

An act to amend an act, entitled "An act to incorporate the Newport Cemetery Company."

An act to incorporate the Mulberry and Consolation turnpike road company.

An act to incorporate the town of Berry Station, in Harrison county.

An act to amend the charter of the Petroleum Fire and Marine Insurance Company of Campbell county.

An act to charter the Owensboro and Russellville railroad company.

An act for the benefit of Wm. Ryan, late sheriff of Calloway county.

An act to amend the charter of the town of Springfield.

An act to authorize the presiding judge of the Kenton county court to sell the poor-house in said county.

An act to incorporate the Shelby and Oldham turnpike road company.

An act to incorporate the Eminence and Ballardsville turnpike road company.

An act for the benefit of the estate of John R. and Wm. R. Woodfill.

An act to amend the charter of the Shelby railroad company, and to authorize certain districts in Shelby county to subscribe stock in the same.

An act to incorporate the Stanford and Richmond railroad company.

An act to incorporate the Waterford and Plum Creek turnpike road company.

An act to incorporate the Louisville and Evansville Mail Company.

An act to incorporate the town of Murphysville, in Mason county.

An act to incorporate the People's Market-house Company of Louisville.

An act to authorize the county court of Scott county to increase the county levy, and lay an ad valorem tax for county purposes, and to pay the debt of the county.

An act to incorporate the Green River Manufacturing Company.

An act to amend an act to incorporate the Hillsboro and Phelps Mill turnpike road company.

An act for the benefit of W. W. Cox, late sheriff of Morgan county.

An act to establish the Falmouth Deposit Bank.

An act exempting the Board of Managers of the House of Refuge from serving on juries.

An act to incorporate the town of Fairview, in the counties of Todd and Christian.

An act to empower the county court of Harrison county to subscribe stock to turnpike road companies.

An act to incorporate the Daysville Academy.

An act for the benefit of Warren county.

An act to authorize the Henderson county court to raise money by an ad valorem tax and issuing bonds.

An act to provide for raising funds to complete the court-house in Daviess county.

An act to empower the county court of Harrison county to borrow the H. C. Moore school fund.

An act to reduce toll on hay on the Kentucky river.

An act to amend an act, entitled "An act to incorporate the Lebanon and Bradfordsville turnpike company," approved March 6th, 1850.

An act for the benefit of Uriah Winchell, of Grayson county.

An act to authorize the trustees of the town of Albany to sell a portion of Jefferson street in said town.

An act to amend the charter of the town of Louisa, Lawrence county.

An act to incorporate the Carlisle, Concord, Union, and Sharpsburg turnpike road company.

An act to incorporate the Muldrough's Mountain Sanitary Company.

An act to incorporate the Harmonia Lodge, No. 60, of U. D. O. H., or Independent German Order of Harugari.

An act to incorporate the Riley's Station and South Fork turnpike road company.

An act to incorporate the Flag Run turnpike road company.

Resolution to print and distribute in pamphlet form the general laws of this session.

Resolution directing the printing of synopses of general laws and titles of private laws passed at this session of the General Assembly.

A message was received from the Governor by Mr. VanWinkle, Secretary of State, announcing that the Governor had approved and signed sundry enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act concerning the Quarter-Master General.

An act to provide for paying the Adjutant General and the clerks of his office salaries for the year commencing February 17th, 1867.

An act to give county judges jurisdiction in riots, routs, and breaches of the peace. [Not approved, but became a law without the approval of the Governor, it having been in the hands of the Governor for over ten days. Received 11th of February, and reported this day, 28th of February, 1867.]

An act to amend an act, entitled "An act to establish the county of Robertson," approved 11th of February, 1867.

An act to incorporate the Gemilet Chesed Lodge, No. 2, Independent Order of Brit Abraham.

An act for the benefit of the trustees of the town of Franklin.

An act for the benefit of J. R. Trout, of Marshall county.

An act to incorporate the Christian Coal Company.

An act to amend the charter of the Commonwealth Insurance Company of Kentucky.

An act to incorporate the Lagrange and Shelbyville turnpike road company.

An act for the benefit of John Haly.

An act to charter the Paducah Plow and Wagon Manufacturing Company.

An act to attach a portion of Grant to Gallatin county.

An act amending the laws incorporating the town of Mt. Vernon.

An act to establish the county of Josh Bell.

An act to amend an act to establish the levy and county court of Jefferson county.

An act to amend an act, entitled "An act to incorporate the Carlisle and Park's Ferry turnpike road company."

An act to authorize the county court of Franklin to sell the poor-house of said county.

An act for the benefit of R. T. Baker, A. S. Allen, and James White.

An act concerning certain marriages.

An act for the benefit of the citizens of the town of Williamsburg, in Whitley county.

An act to amend an act, entitled "An act to establish a claim agency in the city of Washington."

An act to quiet all disturbances growing out of the late rebellion.

Resolution providing for paying John G. Carlisle and others.

On motion of Mr. Bigger, a message was sent to the House of Representatives, asking leave to withdraw the announcement of the passage of an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act for the benefit of E. S. Graham.

After a short time, said bill was handed in to the Clerk's table.

Mr. O. P. Johnson moved to reconsider the vote by which the Senate on yesterday laid on the table a bill from the House of Representatives, entitled

An act to establish the 16th judicial district,

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Bigger, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	Elijah Patrick,
J. M. Bigger,	Evan M. Garriott,	John A. Prall,
Wm. S. Botts,	W. C. Halbert,	B. W. Stone,
John B. Bruner,	O. P. Johnson,	Philip Swigert,
John G. Carlisle,	Wm. Johnson,	Harrison Thompson
Jos. H. Chandler,	J. D. Landrum,	I. C. Winfrey,
Thos. B. Cochran,	W. W. McKenzie,	C. T. Worthington,
A. D. Cosby,	John W. F. Parker,	W. J. Worthington—25.
Wm. A. Dudley,		

Those who voted in the negative, were—

N. R. Black,	Milton J. Cook,	Henry C. Lilly,
Thos. P. Cardwell,	James W. Gorin,	George Wright—8.
F. L. Cleveland,	James Harrison,	

Mr. Cleveland moved to recommit said bill to the Committee on Circuit Courts.

And the question being taken thereon, it was decided in the negative.

Said bill was then read as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Sixteenth Judicial District is hereby established, to be composed of the counties of Pike, Floyd, Magoffin, Breathitt, Johnson, Carter, Lawrence, and Boyd.

§ 2. That the sheriffs of Pike, Floyd, Magoffin, Breathitt, Johnson, Carter, Lawrence, and Boyd counties shall hold an election and cause polls to be opened, for the election of a Circuit Judge and Commonwealth's Attorney for said district, on the second Tuesday in March, 1867, and cause the votes cast at said election to be compared and certified, as now required by law for the election of such officers, under the pains and penalties therein prescribed; the Judge and Commonwealth's Attorney so elected shall hold their offices until the August election, 1868, and until their successors then elected shall be qualified.

§ 3. That the spring terms of the circuit courts for said Sixteenth District shall commence at the following times, and continue the following number of juridical days for each term, if the business of said courts requires it:

In the county of Carter on the first Monday in April, and continue twelve days.

In the county of Breathitt on the third Monday in April, and continue twelve days.

In the county of Magoffin on the Monday succeeding the Breathitt court, and continue six days.

In the county of Pike on the Monday succeeding the Magoffin court, and continue twelve days.

In the county of Floyd on the Monday succeeding the Pike court, and continue twelve days.

In the county of Johnson on the Monday succeeding the Floyd court, and continue six days.

In the county of Lawrence on the Monday succeeding the Johnson circuit court, and continue twelve days.

In the county of Boyd on the Monday succeeding the Lawrence court, and continue twelve days.

§ 4. That the fall terms of the circuit court for said Sixteenth District shall commence at the following times, and continue the following number of juridical days for each term in each year, if the business in said court requires it:

In the county of Breathitt on the fourth Monday in August, and continue twelve days.

In the county of Magoffin on Monday succeeding the Breathitt court, and continue six days.

In the county of Pike on Monday succeeding the Magoffin court, and continue twelve days.

In the county of Floyd on the Monday succeeding the Pike court, and continue twelve days.

In the county of Johnson on the Monday succeeding the Floyd court, and continue six days.

In the county of Lawrence on the Monday succeeding the Johnson court, and continue twelve days.

In the county of Boyd on the Monday succeeding the Lawrence court, and continue eighteen days.

In the county of Carter on the Monday succeeding the Boyd court, and continue twelve days.

§ 5. That all recognizances and process in cases pending in the circuit courts of the counties composing the Sixteenth Judicial District, shall stand and be made returnable to the respective terms of the circuit court for said counties, as herein directed to be held.

§ 6. This act shall be in force from its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and C. T. Worthington, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	A. D. Cosby,	Wm. Johnson,
Wm. S. Botts,	Evan M. Garriott,	B. W. Stone,
John G. Carlisle,	W. C. Halbert,	H. Thompson,
Jos. H. Chandler.	John L. Helm,	C. T. Worthington,
Thos. B. Cochran,	O. P. Johnson,	W. J. Worthington—15.

Those who voted in the negative, were—

R. T. Baker,	Wm. A. Dudley,	W. W. McKenzie,
N. R. Black,	W. W. Gardner,	John W. F. Parker,
John B. Bruner,	Jas. W. Gorin,	Elijah Patrick,
Tho. P. Cardwell,	James Harrison,	Philip Swigert,
F. L. Cleveland,	Henry C. Lilly,	I. C. Winfrey,
Milton J. Cook,	J. D. Landrum,	George Wright—18.

So said bill was disagreed to.

Mr. Swigert moved a reconsideration of the vote by which the Senate on yesterday disagreed to the passage of a bill from the House of Representatives, entitled

An act authorizing James Brien to adopt Levi Wright as his child.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Gorin, were as follows, viz:

Those who voted in the affirmative, were--

R. T. Baker,	A. D. Cosby,	John W. F. Parker,
J. M. Bigger,	Evan M. Garriott,	Elijah Patrick,
N. R. Black,	Wm. H. Grainger,	John A. Prall,
William S. Botts,	John L. Helm,	B. W. Stone,
John G. Carlisle,	O. P. Johnson,	Philip Swigert,
Thos. P. Cardwell,	John J. Landram,	Harrison Thompson
Jos. H. Chandler,	J. D. Landrum,	C. T. Worthington,
F. L. Cleveland,	W. W. McKenzie,	W. J. Worthington—25.
Thos. B. Cochran,		

Those who voted in the negative, were—

John B. Bruner,	Jas. W. Gorin,	Henry C. Lilly,
Milton J. Cook,	James Harrison,	I. C. Winfrey,
Wm. A. Dudley,	Wm. Johnson,	George Wright—9.

[*For bill—see Session Acts of* 1867.]

Resolved, That the title of said bill be as aforesaid.

Mr. Botts, from the Committee on Finance, reported a bill to authorize a loan by the Commissioners of the Sinking Fund to the State to supply deficiencies in the revenue.

Which bill was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That when it is made to appear to the Commissioners of the Sinking Fund that the revenue of the Commonwealth is insufficient to meet the ordinary expenses of the Government and to pay appropriations made at the present session of the Legislature, that said Commissioners are authorized and empowered to loan to the State a sufficiency of the funds of the Sinking Fund to meet such deficiency in the revenue.

§ 2. That the Governor of the Commonwealth shall deliver to the Commissioners of the Sinking Fund, under the seal of the State, evidence of such loan.

§ 3. That it shall be the duty of the Treasurer to repay to the Commissioners of the Sinking Fund such amount so borrowed out of the first money paid into the Treasury.

§ 4. That this act shall take effect from its passage and remain in force for one year only.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Mr. Helm moved to amend said bill by striking out all after the enacting clause and inserting the following in lieu thereof, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That, with a view to meet any deficiency in the Treasury, the Governor of the State is authorized to borrow a sum, not exceeding three hundred thousand dollars, and to execute such evidence of the sum borrowed as may be required by the bank or banks, under the seal of the State; the proceeds of such loans to be placed to the credit of the Treasury of the State, subject to the order or draft, from time to time, of the Treasurer.

§ 2. That to liquidate the sums so borrowed, the Commissioners of the Sinking Fund are authorized to apply, when received, so much of the sum owing to the State of Kentucky by the General Government. The Treasurer of the State is also authorized to apply any of the revenues received for ordinary purposes, which may not be necessary to meet the demands on the Treasury.

§ 3. The Governor may, from time to time, renew the evidences of such loans as may be required from the banks.

§ 5. This act to be in force from its passage.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Helm and Baker, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger	James Harrison,	Wm. Johnson,
A. D. Cosby,	John L. Helm,	B. W. Stone—7.
Evan M. Garriott,		

Those who voted in the negative, were—

R. T. Baker,	Wm. A. Dudley,	John W. F. Parker,
N. R. Black,	W. W. Gardner,	Elijah Patrick,
William S. Botts,	James W. Gorin,	John A. Prall,
John B. Bruner,	Wm. H. Grainger,	Philip Swigert,
John G. Carlisle,	W. C. Halbert,	Harrison Thompson,
T. P. Cardwell,	O. P. Johnson,	I. C. Winfrey,
Joseph H. Chandler,	Henry C. Lilly,	C. T. Worthington,
F. L. Cleveland,	John J. Landram,	W. J. Worthington,
Thos. B. Cochran,	J. D. Landrum,	George Wright—29.
Milton J. Cook,	W. W. McKenzie,	

Mr. Dudley then moved to amend the bill as follows:

That in the event the Commissioners of the Sinking Fund shall decline to make the loan authorized by the first section, then the Governor of this Commonwealth is authorized and empowered to borrow from the banks of this Commonwealth whatever sum may be found necessary to supply any deficiency in the Treasury; or should the

Treasury be unable to meet the payment of any loan made it by the Commissioners of the Sinking Fund at the time when required by said Commissioners, then the Governor is authorized and directed to borrow from the said banks an amount sufficient to repay said loan. The sums so borrowed shall be placed to the credit of the Treasury subject to the order of the Treasurer.

Mr. Cook moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of said amendment, and it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Helm and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	W. W. McKenzie,
J. M. Bigger,	W. W. Gardner,	John W. F. Parker,
N. R. Black,	Evan M. Garriott,	Elijah Patrick,
William S. Botts,	James W. Gorin,	John A. Prall,
John B. Bruner,	William H. Grainger,	B. W. Stone,
Tho. P. Cardwell,	W. C. Halbert,	Philip Swigert,
Joseph H. Chandler,	O. P. Johnson,	H. Thompson,
F. L. Cleveland,	Henry C. Lilly,	I. C. Winfrey,
Thos. B. Cochran,	John J. Landram,	C. T. Worthington,
Milton J. Cook,	J. D. Landrum,	George Wright—31.
A. D. Cosby,		

Those who voted in the negative, were—

John G. Carlisle,	John L. Helm,	W. J. Worthington—5.
James Harrison,	Wm. Johnson,	

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration a bill to enlarge the present Capitol and provide suitable apartments for the public officers.

Ordered, That said bill be engrossed and read a third time.

Said bill was then read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the sum of two hundred thousand dollars in current funds be, and the same is hereby appropriated, out of any moneys in the Treasury not otherwise appropriated, for the purpose of enlarging the present Capitol, with suitable apartments for the Governor's and Secretary's Offices, Court

of Appeals and their Clerk, Auditor and Treasurer, Register of the Land Office, Adjutant and Quarter-Master General, Superintendent of Public Instruction, and Librarian.

§ 2. That W. A. Dudley, S. I. M. Major, A. G. Hodges, G. W. Craddock, J. M. Harlan, L. A. Thomas, S. B. Churchill, P. Swigert, William Gray, and J. M. Brown, are hereby appointed commissioners, whose duty it shall be to employ a competent architect, and first cause to be made a suitable plan and specification of the improvements herein contemplated; and, when agreed upon by a majority of the said commissioners, it shall be their duty to advertise the same in the newspapers printed in Frankfort, one in Lexington, three in Louisville, and one in Cincinnati, that sealed proposals will be received for the execution of said work.

§ 3. That the same shall be given to the lowest and best bidder, after having first advertised, as directed, for the space of one month. The said commissioners, in deciding thereon, shall have due regard to the ability and competency of the bidder to execute the same.

§ 4. That said commissioners shall have the authority, and are hereby directed, to select a competent architect, whose duty it shall be to give strict and constant attention to the said improvements until complete, and who shall receive such compensation as said commissioners shall allow.

§ 5. That said commissioners, before they enter upon the duties hereby imposed, shall severally take an oath before some judge or justice of the peace, that they will faithfully discharge the duties hereby enjoined, and execute several bonds with security, payable to the Commonwealth, conditioned that they will faithfully appropriate and account for all money, from time to time, that may come to their hands for said purpose, which bond shall be taken and approved by the Governor, and filed in the office of Secretary of State.

§ 6. That should said commissioners, or either one of them, refuse to act, or hereafter die or resign, it shall be the duty of the Governor to fill such vacancy.

§ 7. That said building shall be made of stone, and as near fire-proof as may be.

§ 8. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the negative, the constitutional number not voting therefor.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Thomas B. Cochran,	Wm. Johnson,
N. R. Black,	A. D. Cosby,	Henry C. Lilly,
John B. Bruner,	W. W. Gardner,	John J. Landram,
Jno. G. Carlisle,	James W. Gorin,	John W. F. Parker,
Thos. P. Cardwell,	William H. Grainger,	John A. Prall,
F. L. Cleveland,	John L. Helm,	Philip Swigert—18.

Those who voted in the negative, were—

J. M. Bigger,	James Harrison,	Harrison Thompson,
Wm. S. Botts,	O. P. Johnson,	I. C. Winfrey,
Joseph H. Chandler,	J. D. Landrum,	C. T. Worthington,
Milton J. Cook,	W. W. McKenzie,	W. J. Worthington,

W. A. Dudley, Elijah Patrick, George Wright—17.
Evan M. Garriott, B. W. Stone,

So said bill was rejected.

The Senate took up for consideration a bill to appropriate money for the relief of the suffering poor of the South.

This bill appropriates $50,000 to the suffering poor of the South.

Mr. Lilly moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Harrison and Bigger, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker, W. W. Gardner, Elijah Patrick,
N. R. Black, O. P. Johnson, John A. Prall,
Wm. S. Botts, Henry C. Lilly, B. W. Stone,
John B. Bruner, John J. Landram, I. C. Winfrey,
Thomas P. Cardwell, J. D. Landrum, Wm. J. Worthington,
Joseph H. Chandler, John W. F. Parker, George Wright—19.
Milton J. Cook,

Those who voted in the negative, were—

J. M. Bigger, Evan M. Garriott, Wm. Johnson,
John G. Carlisle, James W. Gorin, W. W. McKenzie,
F. L. Cleveland, Wm. H. Grainger, Philip Swigert,
Thos. B. Cochran, James Harrison, H. Thompson,
A. D. Cosby, John L. Helm, C. T. Worthington—16.
Wm. A. Dudley,

So said bill was rejected.

The Senate took up for consideration a bill to build a new residence for the Governor on the State's lot in the city of Frankfort.

This bill provides for the erection of a new Executive Mansion.

Mr. J. D. Landrum moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Swigert and C T Worthington, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger, James Harrison, Elijah Patrick,
N. R. Black, John L. Helm, B. W. Stone,
Wm. S. Botts, O. P. Johnson, Harrison Thompson,
Joseph H. Chandler, Wm. Johnson, I. C. Winfrey,
Milton J. Cook, John J. Landram, C. T. Worthington,
W. A. Dudley, J. D. Landrum, W. J. Worthington,
W. W. Gardner, John W. F. Parker, George Wright—22.
Evan M. Garriott,

Those who voted in the negative, were—

R. T. Baker,	F. L. Cleveland,	Wm. H. Grainger,
John B. Bruner,	Thomas B. Cochran,	Henry C. Lilly,
John G. Carlisle,	A. D. Cosby,	John A. Prall,
Thos. P. Cardwell,	James W. Gorin,	Philip Swigert—12.

So said bill was rejected.

Bills from the House of Representatives, of the following titles, were reported from the several committees to whom they had been referred, viz:

By Mr. Baker, from the Committee on County Courts—

An act to amend an act to incorporate the Newport and Jamestown Bridge Company, in Campbell county.

By same—

An act to legalize the acts of the Nicholas county court.

By Mr. C. T. Worthington, from the Committee on Education—

An act to incorporate the Euclesian Literary Society.

By same—

An act for the benefit of school districts Nos. 17, 28, and 64, of Owen county.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Baker, from the Committee on County Courts—

A bill to establish an additional voting precinct in Campbell county.

By Mr. Botts, from the Committee on Finance—

A bill to provide for the assessment for taxation of the property of corporations and the more speedy collection of back taxes due thereon.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Dudley, from the Joint Committee on Railroads, laid before the Senate the following report of said committee, viz:

The Joint Committee of the Senate and House of Representatives, to whom was referred the investigation of the "whole subject of railroad laws in this Commonwealth," with instructions to "inquire what legislation, if any, is necessary to protect the people from excessive charges for freight and passengers, and also to damage done to their persons or property," beg leave respectfully to report:

1. That they have had under consideration, at various sittings, the subjects referred to them, and have summoned before them the witnesses whose names were furnished to them.

By several of these witnesses it was charged that extortionate rates of freight were demanded and received by the owners of railroads in this State. In support of these charges, bills of lading were produced to the Committee, from which it appeared that the rates charged upon the Kentucky roads were much higher than those charged for proportional distances on roads north of the Ohio river. On examination, however, it appeared that the rates charged in the Northern bills referred to were for *through* freights coming from New York, Chicago, and Toledo to Cincinnati, and traversing several roads in their passage; while those of the Kentucky roads were for *local* freights originating and terminating on their own lines. To any one at all familiar with railroad transport, here was an essential cause for difference in rates; and your Committee therefore took steps to supply themselves with the local tariffs of some of the Northern roads. The limited time allowed did not permit them to make any considerable collection of these papers; but they submit at the close of this report a comparison of the rates charged upon the Louisville and Lexington line (which are substantially the same as those charged upon the Kentucky Central) with the *local* rates charged upon several Northern lines, including some of those by which the bills of lading referred to were issued. It will appear from this table that the rates charged upon the Louisville road are generally much below those authorized by their charter, and will compare very favorably with those of the roads North of us. In justice to our own roads, it should be added, that their receipts per mile of road in operation are very much less than those of most of the roads with which their rates are compared; and, consequently, that, at equal rates of freight, their profit upon each article transported would be similarly less. The reasons why this is so are very clearly set forth in the letter from Albert Fink, Esq., Superintendent of the Louisville and Nashville railroad, which is also attached to this report.

The principal complaint against our roads seems to be in reference to their rates upon articles whose weight bears little proportion to their bulk.

It may be that the tariffs are not arranged as judiciously in this respect as they might be, and your Committee would therefore recommend to all Superintendents of railroads a careful revision of their tariffs. But it is evident that unvarying rates cannot justly be charged upon articles the proportion of whose bulk and weight is constantly varying. The weight of a farm wagon, for instance, will be the same, whether it be placed upon its wheels or packed in the smallest practicable compass. But the space would be three times as great in one case as in the other, and space is almost as important consideration as weight itself. The two qualities of weight and bulk should be considered together, as *is* done by the act amending the charter of the Lexington and Frankfort railroad company, approved ————, 185–. Upon articles weighing over sixty-five pounds to the cubic foot, this act limits the rate to four mills per hundred pounds per mile; on all articles weighing over forty-five, and less than sixty-five pounds to the cubic foot, fifteen per cent. additional may be charged; on such articles as weigh over twenty, and less than forty-five pounds to the cubic foot, an additional fifteen per cent. is authorized; while such articles as weigh less than twenty pounds to the cubic foot may be estimated as weighing twenty pounds to the cubic foot, and charged for accordingly. It may be that the proportions fixed by this act are not exactly what they should be; but unquestionably the principle upon which the act is founded s the correct one.

In the hurry of business it is of course impracticable to weigh and measure every article presented for transportation. The agent of a railroad company must, therefore, sometimes exercise his discretion in fixing the rate of freight on a particular article; and it is by no means improbable, that, in such cases, over-charges are sometimes made, though none such have been brought to the notice of the Committee. Where this is done, the consignee should call the attention of the company to the overcharge and compel its reduction. As a further protection to the public, your Committee herewith present the draft of a bill to compel the publication of the charter and actual rates of all common carriers whose rates are limited by law, and to punish all over-charges by the forfeiture of the whole price charged for freight in such cases.

It should be the object of legislation to encourage the construction of works of internal improvement, by enabling their builders to secure a reasonable profit upon their investments. At the same time, care should be taken that the public shall not be taxed in such manner as to yield exorbitant prices to stockholders. In order to secure either result by legislation, it is indispensable that the Legislature should first ascertain what it costs the owners of each work to render the service for which they are paid by the public. Such reports are now annually made by all well-

organized railroad companies for the information of their stockholders. For public purposes it is desirable that these reports should be made in the same form, with equal minuteness of detail, and that their publication should be compulsory. Your committee, therefore, recommend the passage of a joint resolution, which accompanies this report, providing for the appointment of a commissioner, whose duty it shall be to report to the General Assembly, at its next regular session, a general form of report which the owners of all railroads in this State shall be required to make, of the operations of their roads for twelve months, ending on the 1st day of July in each year.

Your Committee are of opinion that the acts incorporating the Covington and Lexington railroad do not impose any efficient limitation on the rates of freight to be charged upon the road now known as the Kentucky Central. They therefore recommend that proper restrictions upon those rates should be inserted in any charter of incorporation which may be granted the present owners of that road.

The majority of the Committee are of opinion that the act approved March 2d, 1865, entitled "An act for the benefit of the Covington and Lexington or Kentucky Central, and Louisville and Frankfort and Lexington and Frankfort railroad companies," should be repealed; and they therefore report a bill for that purpose, and recommend its passage.

The Committee recommend, that, in future grants of charters for railroad companies, the rates of freight and passage should be clearly limited in each charter, and should not be, as they have been in many instances, fixed by reference to the charters of other companies.

2. Petitions were presented to your Committee from a number of citizens of Harrison county, praying the enactment of a law which shall require all owners of railroads to fence their roads, or to pay the full value of all live stock killed by their trains.

Several hundred thousand persons are now annually traveling over our railroads, and the number is constantly increasing. The lives of some of them are hazarded by every horse or cow whose owner suffers it to stray upon the line of a railroad. As against all private persons the owner of live stock is compelled by law to confine them, or is held responsible for any damage which they may do if suffered to go at large, what reason is there for excepting the owners of railroads from the protection thus given to private persons, and compelling them to confine the live stock which, as against others, the owner must himself confine? There is this good reason why no such additional charge should be put upon them: that in the assessment of damages for right of way, juries are required to include the value of the additional fencing made necessary by the construction of the railroad; and the land-owner has thus been paid by the company for

doing the very thing which it is now asked the company shall be required to do at their own expense. But it is suggested by the petitioners, that, in many instances, the right of way has been relinquished free of charge. Such relinquishments were undoubtedly made to encourage the construction of a railroad—to influence its location, and thus secure for the grantors and their neighbors its cheaper mode of transportation. Having attained these objects, the grants cannot be said to have been uncompensated. The consideration inducing the grant was, in a legal sense, a valuable one—the actual payment of money would not have varied the binding character of the contract. If the grantors exaggerated to themselves the value of the advantage they expected to derive from the construction of the road, and, consequently, made an injudicious contract, the Legislature cannot relieve them.

Hereafter, when our railroad system, now in its infancy, shall have become strong, and the lands of our States shall be covered with a denser population and generally inclosed, it will become proper, from reasons of public policy, to compel railroad companies to fence their roads, and landholders to confine their live stock within their own boundaries. At the present time our needs for improved systems of transportation are too urgent, and the means of our railroad companies too limited, to warrant any new impositions upon them which can possibly be dispensed with. At the same time our population is so sparse, and our lands so largely uninclosed, that it would be a serious burthen upon the land-holders to compel them to make inclosures for the restraint of their live stock.

For these reasons, your Committee do not recommend any legislation upon the subject.

All of which is respecfully submitted.

W. A. DUDLEY, *Chairman.*
GEO. WRIGHT,
Of the Senate.
I. C. VANMETER,
J. W. DAVIS,
J. M. CORBIN,
Of the House of Representatives.

COMPARATIVE TABLE OF LOCAL RATES ON DIFFERENT ROADS.

The charter rates of the Louisville and Lexington Railroads are: for goods weighing over 65 pounds to the cubic foot, 4 mills per 100 pounds per mile; for goods weighing over 45, and less than 65 pounds, 15 per cent. additional; for goods weighing over 20, and less than 45 pounds, 15 per cent. additional; goods weighing less than 20 pounds may be estimated as weighing 20 pounds to the cubic foot, and charged accordingly. In the following table, the first column shows the rates authorized by the above provisions for the transportation of each class of articles from Louisville to Lexington (94 miles). The second column shows the rates actually charged; and the following columns the rates which would be charged for similar distances on the roads named—calculating the rates from the tariffs for proportional distances on each of the roads named. The last three roads are in the State of Vermont, and the rates on them are calculated from the report of the Railroad Commissioner for that State.

Articles.	Lexington & Louisville.		Hamilton and Dayton.	Jeffersonville.	Little Miami.	New Albany and Chicago.	Vermont and Mass.	Vermont Valley.	Conn. & Pass.
	Charter.	Actual.							
First class	$0 48 8	$0 35	$0 37½	$0 45½	$0 26	$0 46	$0 64	$0 64	$0 36
Second class	43 2	34	31	35	25	37	55	49	30
Third class	37 6	32	25	30	19	27	47	43	----
Fourth class	----	25	18	17	----	23	34	34	----
Cattle, per car	----	25 00	37 50	31 00	35 00	30 00	----	----	----
Mules, per car	----	22 50	37 50	31 00	39 50	30 00	----	----	----
Hogs, per car	----	30 00	35 00	30 00	29 00	28 00	----	----	----
Lumber, per car	----	30 00	$21 50 to 30 00	26 00	----	25 00	----	----	----
Coal, per car	----	20 00	25 50	21 00	18 00	25 00	----	----	----
Estimated weights.	Pounds.	Pounds.	Pounds.	Pounds.	Pounds.	Pounds.	Pounds.	Pounds.	Pounds.
Bureaus	----	350 to 400	300 to 500	300 to 500	400 to 500	400 to 500	----	----	----
Bedsteads	----	100 to 400	150 to 400	100 to 400	150 to 500	400 to 700	----	----	----
Chairs	----	25 to 150	40 to 150	20 to 100	25 to 100	25 to 200	----	----	----
Hat-racks	----	100 to 200	300	100 to 200	----	75 to 200	----	----	----
Tables	----	100 to 300	200 to 400	100 to 300	200 to 400	150 to 200	----	----	----
Wardrobes	----	300 to 600	----	300 to 500	----	----	----	----	----
Threshi'g machines	----	6,600	Special contract.	By car-load.	Discretion of Agents.	1,100	----	----	----
Reapers	----	1,200				1,200	----	----	----
Mowers	----	1,200				1,200	----	----	----
Omnibuses or stages	----	5,000	5,000	5,000	----	4,000	----	----	----
Carriages, 2-horse	----	3,500	2,800	2,800	----	2,000	----	----	----
Carriages, 1-horse	----	3,000	2,000	2,000	----	----	----	----	----

Louisville and Nashville Railroad,
Office of General Superintendent,
Louisville, February 17th, 1867.

W. A. Dudley, Esq., Chairman of Joint Committee on Railroads:

Dear Sir: In compliance with your request, to state the reasons why the cost of transportation on different railroads cannot be alike, I respectfully submit the following facts relating to this subject:

The cost of transportation depends in a great measure on the *amount* of business which is done over a road.

A large portion of the expenses of operating a railroad are common to all roads, whether they do a small or a large business.

Thus, the cross-ties, and all structures on the road in which wood is employed, will rot, ditches will fill up, banks will waste away, whether a small or large business is done.

It is necessary to employ a certain number of men to watch the bridges, examine the track, and keep it in repair, independent of the amount of traffic over the road.

The expense of running a train which is only partly loaded is substantially the same as if fully loaded. The first cost of a railroad is the same, whether one or twenty trains are run over it daily.

The experience of the Louisville and Nashville road illustrates practically the truth of this. Thus, by reference to the last annual report of this company, it will be seen that the freight earnings of the main stem (from Louisville to Nashville), during the year from July 1st, 1865, to July 1st, 1866, were $7,331 54 per mile of road; the expenses on account of freight transportation per mile of road were $3,887 18, which is 53 per cent. of the gross freight earnings.

On the Lebanon Branch road the freight earnings were $959 per mile of road, and the expenses $900: the operating expenses were therefore 93 8-10 per cent. of the gross earnings, leaving hardly any profit to pay interest on the investment.

On the Memphis Branch the freight earnings were $725 57 per mile of road, the expenses $977 12. The freight earnings of that road were actually done at a cash loss to the company, saying nothing of the loss of interest on the money invested.

The charges for transportation of freight are alike on the main stem and branches; the roads are under the same management; showing thus the cost of transportation depends very materially upon the amount of business transacted over the road.

While the main stem of the road is operated at a reasonable profit, the branches are operated at an actual loss. There are daily from three to four loaded freight trains run over the main stem each way; while over the branches only one train is run every other day.

The trains on the main stem are generally fully loaded, while the trains on the branches are only about half loaded.

Respectfully yours,
ALBERT FINK,
General Superintendent.

Ordered, That said report be printed.

On motion of Mr. Cochran, leave was given to bring in a bill for the benefit of W. A. Daniel, of Louisville.

The Committee on Education was directed to prepare and bring in he same.

Mr. Wm. Johnson, from the Committee on Circuit Courts, to whom was referred a bill from the House of Representatives, entitled

An act to amend an act, entitled "An act to establish a criminal court in the 9th judicial district, approved February 5th, 1866,

Reported the same without amendment.

Ordered, That said bill be referred to a select committee composed of Messrs. Carlisle and Cleveland.

On motion, leave of indefinite absence was granted to Mr. Gardner.

On motion of Mr. Wm. Johnson, the vote was reconsidered by which the Senate on the 27th February passed a bill, entitled

An act to amend the city charter of Paducah, approved March 10, 1856.

Ordered, That said bill be recommitted to the Committee on Circuit Courts.

A message was received from the House of Representatives, announcing that the Committee of Conference of the two Houses in relation to their disagreement upon an amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to legalize the official acts of James S. Lithgow as mayor of the city of Louisville,

Reported that the Committee had decided that the House of Representatives should recede from their proposed amendment, and that the House of Representatives had concurred with the committee in their report.

And then the Senate adjourned.

SATURDAY, MARCH 2, 1867.

A message was received from the House of Representatives, announcing that they had passed bills and a resolution, which originated in the Senate, of the following titles, viz:

An act amending the various acts incorporating the Hardinsburg and Cloverport turnpike road company.

An act for the benefit of Rockcastle county in relation to roads and passways.

An act to incorporate the Forks of Elkhorn turnpike company.

An act to amend the charter of the Bardstown and Bloomfield turnpike road company.

An act to incorporate the Bardstown and Bloomfield turnpike road company.

An act to incorporate the Kiddville turnpike road company.

An act to incorporate the Ashes Creek and Timber Creek turnpike road company.

An act changing the State road leading to Weston.

An act for the benefit of the Covington and Lexington turnpike road company.

An act to incorporate the Worthville and Buck Run turnpike road company.

An act to amend an act to incorporate the Paducah and Tennessee railroad company.

An act for the benefit of the Louisville and Taylorsville turnpike road company, and for the branch of the same leading to Vaughn's Mill.

An act to amend the charters of the Louisville and Frankfort and Lexington and Frankfort railroad companies.

An act supplemental to an act, entitled "An act to incorporate the Harrod's Creek and Sand Hill turnpike road company."

An act to incorporate the Bradford turnpike road company, in Bracken county.

An act to extend the boundary of the town of Hustonville, Lincoln county.

An act to levy a tax to aid in building turnpike roads in Lewis county.

An act in relation to the improvement of streets in cities and towns in this State.

An act to establish the boundaries and taxable limits and to amend the city charter of Louisville.

An act allowing to W. S. Hicks, sheriff of Henderson county, further time to give official bond and take the oath of office.

Resolution providing for election of two managers of the Eastern Lunatic Asylum.

That they had passed bills of the following titles, viz:

1. An act to appropriate money to defray expenses of suit of Missouri vs. Kentucky.

2. An act to amend the charter of the Louisville City railway company.

3. An act for the benefit of Simpson county.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Finance; the 2d to the Committee on the Judiciary, and the 3d to the Committee on County Courts.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to appropriate money and provide for the erection of additional buildings at the Eastern Lunatic Asylum,

An act to incorporate the Bull's Patent Brick Machine Company of Louisville.

An act to incorporate the Societa Di Unione E Fratellanza Italiana in Louisville.

An act to amend the charter of the Jefferson County Pond Draining Company.

An act to amend an act, entitled "An act to revive and continue an act to incorporate the Cook Benevolent Institution," approved 7th March, 1854.

An act providing for the subscription of stock in railroad companies by the city of Maysville.

An act to amend an act, entitled "An act authorizing the sale of the Maysville and Big Sandy railroad, and providing for the organization of a new company to construct said road."

An act to incorporate the Pleasureville, Bethlehem, and Kentucky River turnpike road company.

An act incorporating the German Benevolent Association at Hickman, Kentucky.

An act to prohibit the importation and sale of Texas cattle in this Commonwealth.

An act for the benefit of the orphans of St. Thomas' Asylum of Bardstown.

An act to authorize the sale of Concord Universalist Church, in Bourbon county, by judgment of court.

An act to amend the charter of the town of Petersburg, in Boone county.

An act in relation to the police court of Caseyville, in Union county.

An act for the benefit of the Versailles, Clifton, and Lawrenceburg turnpike road company.

An act to incorporate the First Cumberland Presbyterian Church of Louisville.

An act to legalize the order of the Ohio county court in leasing out part of the public square in Hartford.

An act to create an additional voting and magistrates' district in Campbell county.

An act authorizing constables of Ballard county to execute writs of forcible entry and detainer.

An act for the benefit of Fleming county for keeping a pauper lunatic.

An act to declare the Kentucky Gazette, published at Lexington, an authorized newspaper in this Commonwealth.

An act to incorporate the Patterson Institute.

An act for the benefit of Valentine Rogers and wife.

An act for the benefit of Thos. M. Jones, judge of the Calloway county court.

An act for the benefit of Joel Owens, of Adair county.

An act to amend section 27, chapter 84, of the Revised Statutes.

An act for the benefit of Wm. Vaun, presiding judge of the Clinton county court.

An act legalizing the acts of the police judge of Harrodsburg.

An act to change the voting place in Elk Fork precinct, in Lewis county.

An act to close an alley in Newcastle.

An act for the benefit of petit jurors of Monroe and other counties.

An act to authorize the county court of Trimble county to sell the poor-house of said county.

An act to authorize the county court of Carroll county to appoint a bridge and road commissioner and levy a tax for bridge and road purposes.

An act authorizing the sale of a lot in Bewleyville, Breckinridge county.

An act to amend the charter of the Louisville Water Company.

An act to establish an additional voting precinct and justices' district in Mason county.

An act for the benefit of the Belleview and Petersburg election districts, in Boone county.

An act for the benefit of the Southwestern Fair Grounds Association.

An act to incorporate the Jefferson County Sporting Club.

An act to charter the Campbellsburg and Bedford turnpike road company.

An act creating an additional justices' and voting precinct in Perry county.

Resolution providing for a recess of this General Assembly from the 21st to the 27th of February, 1867.

Mr. Gorin moved to reconsider the vote by which the Senate on yesterday passed a bill, entitled

An act to authorize a loan by the Commissioners of the Sinking Fund to the State to supply deficiencies in the revenue.

Which motion was only entered.

Mr. Bigger moved to reconsider the vote by which the Senate passed a bill from the House of Representatives, entitled

An act for the benefit of E. S. Graham.

And the question being taken thereon, it was decided in the affirmative.

On motion, the votes dispensing with the third reading and ordering said bill to be read a third time were reconsidered.

Said bill was then further amended.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion, leave of indefinite absence was granted Messrs. Black and Cochran after Monday next, and Mr. Bigger after Wednesday next, and Mr. McKenzie after to-day.

Mr. McKenzie moved to reconsider the vote by which the Senate disagreed to the passage of a bill from the House of Representatives, entitled

An act to establish the 16th judicial district.

Which motion was only entered.

Mr. C. T. Worthington, from the Committee on Finance, reported a bill for the benefit of W. M. Shipp.

Which was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be, and he is hereby, directed to draw his warrant on the Treasury in favor of W. M. Shipp, of Christian county, for the sum of four hundred and fifty dollars, the amount of a judgment rendered against said Shipp in the Christian circuit court.

§ 2. This act to take effect from its passage.

Mr. Dudley moved to amend said bill by striking out "four hundred and fifty" in the first section of the bill, and inserting in lieu thereof "three hundred."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	John J. Landram,
J. M. Bigger,	W. W. Gardner,	W. W. McKenzie,
N. R. Black,	Evan M. Garriott,	Elijah Patrick,
William S. Botts,	James W. Gorin,	Philip Swigert,
John G. Carlisle,	W. C. Halbert,	I. C. Winfrey,
Jos. H. Chandler,	T. W. Hammond,	C. T. Worthington,

F. L. Cleveland, James Harrison, W. J. Worthington,
Thos. B. Cochran, John L. Helm, George Wright—26.
A. D. Cosby, O. P. Johnson,

Those who voted in the negative, were—

Tho. P. Cardwell, Henry C. Lilly—2.

Resolved, That the title of said bill be as aforesaid.

Mr. C. T. Worthington, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of Cleveland & Snodgrass,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, the opinion of the committee to the contrary notwithstanding, it was decided in the affirmative.

Said bill was read a third time as follows, viz:

[*For bill—see Session Acts*, 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker, W. A. Dudley, John L. Helm,
N. R. Black, W. W. Gardner, W. W. McKenzie,
Jno. G. Carlisle, Evan M. Garriott, Elijah Patrick,
Joseph H. Chandler, James W. Gorin, John A. Prall,
F. L. Cleveland, William H. Grainger, Harrison Thompson,
Thomas B. Cochran, T. W. Hammond, I. C. Winfrey—20.
A. D. Cosby, James Harrison,

Those who voted in the negative, were—

Wm. S. Botts, O. P. Johnson, Philip Swigert,
John B. Bruner, Henry C. Lilly, C. T. Worthington,
Thos. P. Cardwell, John J. Landram, W. J. Worthington,
Milton J. Cook, John W. F. Parker, George Wright—14.
W. C. Halbert, B. W. Stone,

Resolved, That the title of said bill be as aforesaid.

Mr. Patrick moved to reconsider the vote by which the Senate on yesterday rejected a bill of the Senate, entitled

An act to enlarge the present Capitol and provide suitable apartments for the public officers.

Mr. Wright moved to lay the motion made by Mr. Patrick on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Cleveland, were as follows, viz:

Those who voted in the affirmative, were--

Jos. H. Chandler,	W. C. Halbert,	Harrison Thompson
Milton J. Cook,	James Harrison,	I. C. Winfrey,
Wm. A. Dudley,	O. P. Johnson,	C. T. Worthington,
W. W. Gardner,	J. D. Landrum,	George Wright—14.
Evan M. Garriott,	B. W. Stone,	

Those who voted in the negative, were—

R. T. Baker,	Thos. B. Cochran,	John J. Landram,
J. M. Bigger,	A. D. Cosby,	W. W. McKenzie,
N. R. Black,	Jas. W. Gorin,	John W. F. Parker,
William S. Botts,	Wm. H. Grainger,	Elijah Patrick,
John B. Bruner,	T. W. Hammond,	John A. Prall,
John G. Carlisle,	John L. Helm,	Philip Swigert,
Thos. P. Cardwell,	Henry C. Lilly,	W. J. Worthington—22.
F. L. Cleveland,		

The question being taken on reconsidering said vote, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	John J. Landram,
N. R. Black,	Evan M. Garriott,	John W. F. Parker,
John B. Bruner,	W. H. Grainger,	Elijah Patrick,
John G. Carlisle,	T. W. Hammond,	John A. Prall,
Thos. P. Cardwell,	John L. Helm,	Philip Swigert,
F. L. Cleveland,	Henry C. Lilly,	W. J. Worthington—19.
Thos. B. Cochran,		

Those who voted in the negative, were—

J. M. Bigger,	W. C. Halbert,	B. W. Stone,
Wm. S. Botts,	James Harrison,	Harrison Thompson,
Jos. H. Chandler,	O. P. Johnson,	I. C. Winfrey,
Milton J. Cook,	J. D. Landrum,	C. T. Worthington,
Wm. A. Dudley,	W. W. McKenzie,	George Wright—16.
James W. Gorin,		

[*For bill—see this Journal, page* 582.]

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Thos. B. Cochran,	John L. Helm,
N. R. Black,	A. D. Cosby,	Henry C. Lilly,
John B. Bruner,	W. W. Gardner,	John J. Landram,

John G. Carlisle,	Jas. W. Gorin,	John W. F. Parker,
Tho. P. Cardwell,	Wm. H. Grainger,	John A. Prall,
F. L. Cleveland,	T. W. Hammond,	Philip Swigert—18.

Those who voted in the negative, were—

J. M. Bigger,	W. C. Halbert,	B. W. Stone,
Wm. S. Botts,	James Harrison,	H. Thompson,
Jos. H. Chandler.	O. P. Johnson,	I. C. Winfrey,
Milton J. Cook,	J. D. Landrum,	C. T. Worthington,
Wm. A. Dudley,	W. W. McKenzie,	W. J. Worthington,
Evan M. Garriott,	Elijah Patrick,	George Wright—18

So said bill was again rejected.

Mr. O. P. Johnson, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act to fix the salary of the Register of the Land Office and his chief clerk,

Reported the same without amendment.

This bill proposes to pay the Register eighteen hundred dollars per annum.

Mr. Swigert moved to strike out "eighteen hundred," and insert in lieu thereof "two thousand."

And the question being taken thereon, it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a constitutional provision, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	W. W. McKenzie,
J. M. Bigger,	James W. Gorin,	John W. F. Parker,
N. R. Black,	William H. Grainger,	Elijah Patrick,
John B. Bruner,	W. C. Halbert,	John A. Prall,
John G. Carlisle,	T. W. Hammond,	B. W. Stone,
Tho. P. Cardwell,	James Harrison,	Philip Swigert,
Joseph H. Chandler,	John L. Helm,	H. Thompson,
F. L. Cleveland,	O. P. Johnson,	I. C. Winfrey,
Thos. B. Cochran,	Henry C. Lilly,	C. T. Worthington,
A. D. Cosby,	John J. Landram,	W. J. Worthington,
Wm. A. Dudley,	J. D. Landrum,	George Wright—33.

Those who voted in the negative, were—

Milton J. Cook, Evan M. Garriott—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Lilly, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of B. F. Jameson, sheriff of Hart county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time as follows, viz:

[*For bill—see Session Acts of* 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	John J. Landram,
J. M. Bigger,	Evan M. Garriott,	J. D. Landrum,
Wm. S. Botts,	James W. Gorin,	W. W. McKenzie,
John B. Bruner,	Wm. H. Grainger,	Elijah Patrick,
John G. Carlisle,	W. C. Halbert,	John A. Prall,
Joseph H. Chandler,	T. W. Hammond,	B. W. Stone,
F. L. Cleveland,	James Harrison,	Philip Swigert,
Thos. B. Cochran,	John L. Helm,	H. Thompson,
A. D. Cosby,	O. P. Johnson,	I. C. Winfrey,
Wm. A. Dudley,	Henry C. Lilly,	George Wright—31.

In the negative—Thomas P. Cardwell.

Resolved, That the title of said bill be as aforesaid.

Mr. Lilly, from the same committee, reported, by instruction of the Senate, a bill to amend an act for the benefit of P. Palmer, late sheriff of Marshall county.

This bill releases said Palmer of the interest on a judgment obtained against him in the Franklin circuit court.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. W. Gardner,	J. D. Landrum,
J. M. Bigger	Evan M. Garriott,	W. W. McKenzie,
N. R. Black,	James W. Gorin,	Elijah Patrick,
William S. Botts,	Wm. H. Grainger,	B. W. Stone,
John G. Carlisle,	W. C. Halbert,	Philip Swigert,
Joseph H. Chandler,	T. W. Hammond,	Harrison Thompson,
F. L. Cleveland,	James Harrison,	I. C. Winfrey,
Thos. B. Cochran,	John L. Helm,	C. T. Worthington,
A. D. Cosby,	O. P. Johnson,	W. J. Worthington,
Wm. A. Dudley,	Henry C. Lilly,	George Wright—30.

Those who voted in the negative, were—

T. P. Cardwell, Milton J. Cook—2.

Resolved, That the title of said bill be as aforesaid.

Mr. Lilly, from the same committee, reported a bill for the benefit of J. M. Davidson, sheriff of Floyd county.

Which bill was read the first time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts, in his settlement of the accounts of Joseph M. Davidson, sheriff of Floyd county, for the year 1866, be directed to allow said Davidson credit by the sum of one hundred and five dollars and forty-five cents for commissions for collecting the revenue of 1862, 1863, and 1864, and which should have been credited him on the settlement for these years.

§ 2. This act takes effect from the date of its passage.

Ordered, That said bill be read a second time.

The constitutional provision as to the second reading of said bill having been dispensed with,

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	A. D. Cosby,	J. D. Landrum,
J. M. Bigger,	W. A. Dudley,	W. W. McKenzie,
N. R. Black,	W. W. Gardner,	John W. F. Parker,
Wm. S. Botts,	Evan M. Garriott,	Elijah Patrick,
John B. Bruner,	James W. Gorin,	John A. Prall,
John G. Carlisle,	W. C. Halbert,	B. W. Stone,
Thos. P. Cardwell,	T. W. Hammond,	Philip Swigert,
Joseph H. Chandler,	James Harrison,	Harrison Thompson,
F. L. Cleveland,	O. P. Johnson,	I. C. Winfrey,

Thomas B. Cochran,	Henry C. Lilly,	C. T. Worthington,
Milton J. Cook,	John J. Landram,	W. J. Worthington—33.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act to regulate the tolls on turnpike roads terminating at the city of Lexington,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was read a third time as follows, viz:

[*For bill—see Session Acts*, 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Swigert and Wright, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	John J. Landram,
J. M. Bigger,	Evan M. Garriott,	W. W. McKenzie,
N. R. Black,	James W. Gorin,	Elijah Patrick,
John G. Carlisle,	W. C. Halbert,	John A. Prall,
Thos. P. Cardwell,	T. W. Hammond,	Harrison Thompson,
Jos. H. Chandler,	O. P. Johnson,	I. C. Winfrey,
Thos. B. Cochran,	Henry C. Lilly,	George Wright—22.
Milton J. Cook,		

Those who voted in the negative, were—

Wm. S. Botts,	J. D. Landrum,	Philip Swigert,
A. D. Cosby,	John W. F. Parker,	C. T. Worthington—8.
James Harrison,	B. W. Stone,	

Resolved, That the title of said bill be as aforesaid.

The hour having arrived for the execution of the joint order of the day, viz: the election of two Managers of the Eastern Lunatic Asylum, Mr. Bruner moved that a committee be appointed to inform the House of Representatives that the Senate was now ready to execute the joint order of the day.

Whereupon, Messrs. Bruner and Wright were appointed said committee.

A message was received from the House of Representatives, announcing that they were now ready to execute the joint order of the day, and that Henry N. Skillman and John S. Wilson were in nomination for the office aforesaid.

Mr. Dudley then nominated the same gentlemen.

The same committee was then appointed to notify the House of Representatives of the nominations made in the Senate.

The vote was then taken, and resulted in the unanimous election of Messrs. Skillman and Wilson, there being present and voting a majority of all the Senators elect.

A message was received from the House of Representatives, announcing that Messrs. Skillman and Wilson had received the unanimous vote of the House of Representatives.

Whereupon, the Speaker of the Senate announced that Messrs. H. N. Skillman and J. S. Wilson, having received the unanimous vote of both Houses, were now declared duly elected Managers of the Eastern Lunatic Asylum at Lexington.

Mr. Carlisle, from the Committee on the Judiciary, reported

A bill to fix the compensation of the members of the General Assembly.

This bill fixes the pay of the members of the next General Assembly at six dollars per day during the session of the Legislature.

Mr. Cook moved to amend the bill by striking out the words "six dollars," and inserting in lieu thereof "five dollars."

And the question being taken thereon, it was decided in the negative.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. J. J. Landram and Gorin, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	J. D. Landrum,
J. M. Bigger,	Evan M. Garriott,	W. W. McKenzie,
N. R. Black,	Jas. W. Gorin,	John W. F. Parker,
William S. Botts,	Wm. H. Grainger,	John A. Prall,
John B. Bruner,	W. C. Halbert,	B. W. Stone,
John G. Carlisle,	T. W. Hammond,	Philip Swigert,
Thos. P. Cardwell,	James Harrison,	Harrison Thompson
F. L. Cleveland,	John L. Helm,	C. T. Worthington,
Thos. B. Cochran,	O. P. Johnson,	W. J. Worthington—29.
A. D. Cosby,	Henry C. Lilly,	

Those who voted in the negative, were—

Jos. H. Chandler,	John J. Landram,	I. C. Winfrey,
Milton J. Cook,	Elijah Patrick,	George Wright—6.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the resolution from the House of Representatives in relation to the paying of the members and officers of the present General Assembly in gold, and directing the Treasurer to purchase the gold for that purpose.

And the question being taken on concurring in said resolution, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Bigger, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	William H. Grainger,	W. W. McKenzie,
N. R. Black,	W. C. Halbert,	John W. F. Parker,
Tho. P. Cardwell,	T. W. Hammond,	Elijah Patrick,
Thos. B. Cochran,	O. P. Johnson,	John A. Prall,
A. D. Cosby,	Henry C. Lilly,	C. T. Worthington,
Evan M. Garriott,	J. D. Landrum,	George Wright—19.
James W. Gorin,		

Those who voted in the negative, were—

J. M. Bigger,	F. L. Cleveland,	John J. Landram,
William S. Botts,	Milton J. Cook,	B. W. Stone,
John B. Bruner,	Wm. A. Dudley,	H. Thompson,
Joseph H. Chandler,	James Harrison,	W. J. Worthington—12.

Mr. Gorin, from the Committee on the Judiciary, to whom was referred a bill from the House of Representatives, entitled

An act to authorize the sale by judgment of court of the Presbyterian Church in the town of Greenville,

Reported the same with an amendment.

Ordered, That said bill and proposed amendment be placed in the orders of the day.

The Committee on the Judiciary, to whom was referred the memorial of Dr. J. M. Johnson, in relation to the burying of the Confederate dead, made a report.

Which was placed in the orders of the day.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Botts, from the Committee on Finance—

An act for the benefit of William Johnson, late sheriff of Pike county.

By same—

An act for the benefit of Benjamin Duvall, late sheriff of Ohio county.

By same--

An act for the benefit of B. Calloway, late sheriff of Harlan county.

By same—

An act for the benefit of John Boyd, sheriff of Lyon county.

By same—

An act for the benefit of O. Ross Baker, late sheriff of Caldwell county.

By same—

An act for the benefit of John Nesbitt, late sheriff of Webster county.

By Mr. Swigert, from the same committee—

An act for the benefit of James T. Applegate, late sheriff of Pendleton county.

By same—

An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

By same—

An act for the benefit of Elijah Litton, late sheriff of Whitley county.

By Mr. C. T. Worthington, from the same committee—

An act for the benefit of W. J. Lusk.

By same—

An act for the benefit of John Locke, late sheriff of Daviess county.

By Mr. O. P. Johnson, from the same committee—

An act for the benefit of A. W. Foster, late sheriff of Allen county.

By same—

An act for the benefit of Bennett Spears, late sheriff of Monroe county.

By same—

An act for the benefit of James C. Jones, of Rockcastle county.

By same—

An act for the benefit of John Friend, of Floyd county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Turnersville, McKinney's Station, and Coffee's Mill turnpike road company.

By same—

An act to incorporate the Middletown and Louisville and Frankfort Railroad turnpike road company.

By Mr. Cosby, from the same committee—

An act to amend an act, entitled "An act to tax railroads, turn-

pike roads, and other corporations, in aid of the Sinking Fund," approved February 20, 1864.

By Mr. Harrison, from the Committee on the Judiciary—

An act to require master commissioners to take an oath of office and execute bond for the faithful performance of their duties.

By Mr. C. T. Worthington, from the Committee on Finance—

An act for the benefit of John H. Allison, sheriff of Lawrence county.

By Mr. O. P. Johnson, from the same committee—

An act for the benefit of Henry Hill, late jailer of Grayson county.

By Mr. Lilly, from the same committee—

An act for the benefit of James T. Applegate, late sheriff of Pendleton county.

With amendments to the last three named bills.

Which were adopted.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Botts, from the Committee on Finance—

1. A bill for the benefit of W. T. Jackman, late sheriff of Russell county.

By same—

2. A bill for the benefit of Wm. Corum, clerk of the Greenup circuit court.

By Mr. Lilly, from the same committee—

3. A bill for the benefit of the sureties of W. A. L. B. Sharp, late sheriff of Estill county.

By Mr. Swigert, from the Committee on Internal Improvement—

4. A bill to incorporate the Augusta and Dover turnpike road company.

By Mr. Halbert, from the same committee—

5. A bill to incorporate the Day's Mill and Tilton turnpike road company.

By Mr. Harrison, from the Committee on the Judiciary—

6. A bill for the benefit of the children of James B. Clay.

By same—

7. A bill to charter the Central Market Company of Louisville.

By same—

8. A bill to amend chapter 28, article 4, title "Crimes and Punishments," of the Revised Statutes.

By same—

9. A bill to amend the laws in relation to the Agent of the Auditor.

By same—

10. A bill to regulate the granting of retail license in Scottsville, Allen county.

By Mr. Gorin, from the same committee—

11. A bill for the benefit of the devisees of Nancy Dunlap, a woman of color.

By same—

12. A bill to re-enact the 4th section of an act, entitled "An act to incorporate the Logan County turnpike road company," approved January 23, 1867.

By Mr. Bigger, from the same committee—

13. A bill to authorize the county court of Marshall county to issue bonds to build bridges and repair the public roads in said county.

By same—

14. A bill to amend an act to incorporate the Elizabethtown and Paducah railroad company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, the 1st, 2d, 4th, 5th, 6th, 7th, 10th, 11th, 12th, 13th, and 14th were ordered to be engrossed and read a third time; the 3d was recommitted to the Committee on Finance, and the 8th and 9th were placed in the orders of the day.

The constitutional provision as to the third reading of the 1st, 2d, 4th, 5th, 6th, 7th, 10th, 11th, 12th, 13th, and 14th, having been dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the Committee on Finance, to whom had been referred the amendments proposed by the House of Representatives to bills from the Senate of the following titles, viz:

An act for the benefit of A. W. Nickell, sheriff of Johnson county.

An act for the benefit of James W. Hogg, sheriff of Letcher county.

An act for the benefit of Ben. Botts, sheriff of Fleming county.

Reported the same, with the expression of opinion that said amendments should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. O. P. Johnson, from the Committee on Finance, to whom had been referred bills from the House of Representatives, of the following titles, viz:

An act for the benefit of Garrard county.

An act for the benefit of Warren Harris,

Reported the same, with the expression of opinion that said bills ought not to pass.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Botts, from the Committee on Finance, asked to be discharged from the further consideration of the report of the Committee on Education concerning the Institution for the Education of Feeble-minded Children.

Which was granted.

The Senate took up for consideration a bill to incorporate the Paris, Winchester, Richmond, and East Tennessee railroad company.

Ordered, That said bill be recommitted to the Committee on Circuit Courts.

Mr. Chandler, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of the citizens of Harlan county,

Reported the same, with an amendment as a substitute for said bill.

On motion of Mr. Dudley, said bill and proposed amendment were laid upon the table.

Mr. Stone, from the Committee on Internal Improvement, reported

A bill to amend the charter of the Evansville, Henderson, and Nashville railroad, approved 29th of January, 1867.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

On motion of Mr. Cosby, leave was given him to bring in a bill to authorize the Superintendent of Public Schools to fix the time for the commencement of common schools in the several school districts.

The Committee on Education were directed to prepare and bring in the same.

Mr. O. P. Johnson, from the Committee on Finance, to whom was referred the petition of Rey Kendall, asked to be discharged from the further consideration of the same.

Which was granted.

Mr. Dudley moved the following resolution, viz:

Resolved, That the Committee on the Judiciary be instructed to inquire and report to the Senate whether any, and if any, what further legislation is necessary to enable His Excellency the Governor, and other civil officers of this Commonwealth, to enfore the laws against the armed and organized bands whom he has informed the General Assembly are now disturbing the peace of the State; and that said committee further inquire and report what powers are now possessed by the Governor and other civil officers to suppress the disorders referred to.

Which was adopted.

Mr. Dudley read and laid on the table the following joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That His Excellency the Governor be respectfully requested to consider no application for the pardon of any offender against the laws, unless notice of the intention to make such application shall first have been published for two weeks next preceding said application in some newspaper published in the county where the offense was committed; or if there be no newspaper published in said county, then by written notice posted at the court-house door of such county for two weeks prior to the application; the notice in either case to be signed by the principal persons intending to make the application; and that the Governor be further requested to give notice by proclamation that he will not consider any application for pardon until the notice required by this resolution shall first have been given.

Ordered, That said resolution be printed and referred to the Committee on the Judiciary.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to regulate insurance companies.

An act to supply the Clerk of the Court of Appeals with books.

An act to incorporate the Murphysville Manufacturing Company.

An act for the benefit of John J. Dyer, late sheriff of Trigg county.

An act to amend the charter of the town of Gordonsville, in Logan county.

An act concerning the Lulbegrud road, in Montgomery county.

An act to incorporate the Newport Temple of Honor, No. 1.

An act to incorporate the Hickman Fire and Marine Insurance Company.

An act to amend the charter of the town of Hartford.

An act providing for the subscription of stock in railroad companies by the county of Mason.

An act for the benefit of James and Thomas Forbush, of Henry county.

An act to amend the charter of the Richmond and Lancaster turnpike road company.

An act amendatory of the act authorizing the Clark county court to take stock in certain turnpike roads in said county.

An act to incorporate the Big Stoner turnpike company.

An act repealing an act creating the office of town marshal of Independence.

An act to amend the charter of the Winchester and Lexington turnpike road company.

An act to empower the county court of Marion county to make subscriptions to the capital stock of turnpike road companies.

An act to empower the mayor and council of the city of Paris to subscribe to the capital stock of the Salomon Gas Company in said city, and for other purposes.

An act requiring real estate to be listed and the taxes paid in the county where it is situated.

An act for the benefit of the jailer of Anderson county.

An act to authorize a special equity and criminal term of the Shelby circuit court.

An act to amend an act, entitled "An act to amend the jury laws of this Commonwealth."

An act to furnish certain books to the Lawrence circuit and quarterly court clerks' offices.

An act to legalize the acts of the Nicholas county court.

An act supplying certain public books to the Letcher and Hancock circuit and county courts.

An act for the benefit of the county judge of Henry county.

An act to amend the several acts incorporating the town of Williamstown, and making the office of police judge in said town elective.

An act to amend an act to incorporate the Newport and Jamestown Bridge Company, in Campbell county.

An act to incorporate the Sick, Widows', and Orphans' Benevolent Society of the Evangelical St. Peter's Congregation of Louisville.

An act to incorporate the Relief Society of the St. John's German Evangelical Church of Louisville.

An act to change the Glasgow and Scottsville turnpike road.

An act to incorporate the Drennon and Mill Creek turnpike road in Henry county.

An act to incorporate the Operatives' Foundry Association, No. 1, of Kentucky.

An act to alter the name of the United German Evangelical Congregation of the St. John's Church in Louisville.

An act to charter the town of Salyersville, in Magoffin county.

An act to amend an act, entitled "An act to incorporate the Nolin Mining and Manufacturing Company," approved March 10th, 1854, and changing the name of said company to that of the Lawrence Mining and Manufacturing Company.

An act to incorporate the Willow Run turnpike company of Kenton county.

An act incorporating the Bank Lick and Lexington Road Junction turnpike company.

An act to amend the charter of New Liberty and subsequent acts relating to said town.

An act to incorporate the Allensville Milling and Manufacturing Company.

An act for the benefit of C. S. Green, of Hopkins county.

An act for the benefit of Louisa, Jack, and Green Hall.

An act to amend the charter of the town of Columbus.

An act to incorporate the Hinckston and Flat Creek turnpike road.

An act to charter the Owingsville and Wyoming turnpike road company.

An act for the benefit of school districts Nos. 17, 28, and 64, in Owen county.

An act to amend the charter of the Louisville Bridge Company, approved March 10th, 1856.

And enrolled bills and resolutions, originating in the Senate, of the following titles, viz:

An act to extend the corporate limits of Bardstown.

An act to amend chapter 34 of the Revised Statutes, title "Escheats and Escheators."

An act for the benefit of George T. Blakey, late sheriff of Logan county.

An act for the benefit of Samuel R. Tolle, late sheriff of Barren county.

An act for the benefit of Peter Jett.

An act to erect monuments over the graves of the late Governors Letcher and Crittenden.

An act for the benefit of Harrison Thompson, Daniel White, Samuel Biggerstaff, and S. Parrish.

An act to reduce the tax in aid of the Sinking Fund.

An act for the benefit of R. L. Ireland, late clerk of the Gallatin county court.

An act to erect a monument over the grave of the late Governor William Owsley.

An act for the benefit of W. B. Ely, late sheriff of Marshall county.

An act for the benefit of John H. Terrell, administrator of G. B. Grundy, deceased.

An act for the benefit of Isaac Radley, late sheriff of Hardin county.

An act for the benefit of W. R. McFerron, late presiding judge of the Barren county court.

An act for the benefit of H. S. Shondy, late sheriff of Hart county, and his duly qualified deputies.

An act to incorporate the Richmond and Lexington railroad company.

An act to amend an act, entitled "An act to authorize the voters of Mercer county to vote on the levy of a tax for railroad and turnpike purposes."

An act allowing to W. S. Hicks, sheriff of Henderson county, further time to give official bond and take the oath of office.

An act to continue in force the laws in relation to the Agent of the Auditor.

Resolution in regard to the Bank of Kentucky.

Resolution providing for election of two managers of the Eastern Lunatic Asylum.

And had found the same correctly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

And then the Senate adjourned.

MONDAY, MARCH 4, 1867.

A message was received from the House of Representatives, announcing that they had passed bills which originated in the Senate of the following titles, viz:

An act authorizing the investment of the funds of Marcus D. Richardson.

An act to incorporate the Louisville Coal Company.

An act to amend an act, entitled "An act to charter the Board of Internal Improvement for Barren county, and for other purposes," approved January 30, 1867.

An act to change the line between Tollsboro and Esculapia election districts, in Lewis county.

That they had passed bills of the following titles, viz:

1. An act to incorporate Butler Lodge, No. 194, at Pitt's Point, Bullitt county.

2. An act for the benefit of James M. Harper and Mary Johnson, widow of James A. Johnson, deceased.

3. An act to incorporate the Bryantsville and Sugar Creek turnpike road company.

4. An act authorizing the county court of Nelson county to subscribe stock in turnpike roads.

5. An act to amend an act to incorporate the Danville, Dix River, and Lancaster turnpike road company, approved February 24, 1854.

6. An act to incorporate the Walnut Flat and Hall's Gap turnpike road company.

7. An act to incorporate the Cedar Creek and Cox's Gap turnpike road company.

8. An act to incorporate the South Elkhorn and Delaney's Ferry turnpike road company.

9. An act for the benefit of the Sardis turnpike road company, in Mason county.

10. An act to charter the Pleasant Hill and Jessamine County turnpike road company.

11. An act for the benefit of turnpike roads within this State.

12. An act for the benefit of the Bardstown and Green River turnpike road.

13. An act authorizing the building of a dam across the North Fork of the Kentucky river.

14. An act to amend an act to incorporate the Pine Grove and Bourbon County turnpike road company.

15. An act for the benefit of Alexander Hannah, of Carter county.

16. An act declaring Wolf Lick creek navigable in Logan county.

17. An act to repeal an act, entitled "An act for the benefit of the Board of Internal Improvement for Scott county," approved January 21st, 1865.

18. An act declaring Mayfield creek navigable.

19. An act to legalize the building of a mill dam across the North Fork of the Kentucky river near the mouth of First creek.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st to the Committee on Revised Statutes; the 2d to the Committee on Finance; the 3d, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th, 16th, 17th, 18th, and 19th to the Committee on Internal Improvement, and the 4th to the Committee on County Courts.

A message in writing was received from the Governor by Mr. Page, Assistant Secretary of State.

The Senate reconsidered the vote by which was passed, on the 2d inst., a bill from the Senate, entitled

An act to authorize a loan by the Commissioners of the Sinking Fund to the State to supply deficiencies in the revenue.

The votes dispensing with the third reading and the ordering of said bill to be read a third time were also reconsidered.

Said bill was then amended.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. J. J. Landram moved to reconsider the vote by which the Senate disagreed to the passage of a bill which originated in the House of Representatives, entitled

An act to establish the 16th judicial district,

[*For bill—see this Journal, page* 578.]

Mr. Cleveland then moved to lay the motion made by Mr. Landram on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. A. Dudley,	J. D. Landrum,
N. R. Black,	James W. Gorin,	John W. F. Parker,
John B. Bruner,	T. W. Hammond,	Elijah Patrick,
Tho. P. Cardwell,	Henry C. Lilly,	Philip Swigert—13.
F. L. Cleveland,		

Those who voted in the negative, were—

J. M. Bigger,	W. C. Halbert,	B. W. Stone,
William S. Botts,	John L. Helm,	Harrison Thompson,
John G. Carlisle,	O. P. Johnson,	I. C. Winfrey,
Jos. H. Chandler,	John J. Landram,	C. T. Worthington,
Thos. B. Cochran,	W. W. McKenzie,	W. J. Worthington,
Evan M. Garriott,	John A. Prall,	George Wright—18.

The question was then taken on reconsidering the vote by which the Senate had disagreed to the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	John L. Helm,	Harrison Thompson,
Jno. G. Carlisle,	O. P. Johnson,	I. C. Winfrey,
Joseph H. Chandler,	John J. Landram,	C. T. Worthington,
Thomas B. Cochran,	W. W. McKenzie,	W. J. Worthington,
Evan M. Garriott,	B. W. Stone,	George Wright—16.
W. C. Halbert,		

Those who voted in the negative, were—

R. T. Baker,	Milton J. Cook,	J. D. Landrum,
N. R. Black,	W. A. Dudley,	John W. F. Parker,
Wm. S. Botts,	James W. Gorin,	Elijah Patrick,
Thos. P. Cardwell,	T. W. Hammond,	Philip Swigert—14.
F. L. Cleveland,	Henry C. Lilly,	

The question was then taken on reconsidering the vote by which the third reading had been dispensed with, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Jas. W. Gorin,	Elijah Patrick,
N. R. Black,	John L. Helm,	B. W. Stone,
Wm. S. Botts,	O. P. Johnson,	Philip Swigert,
John B. Bruner,	Henry C. Lilly,	I. C. Winfrey,
Tho. P. Cardwell,	John J. Landram,	C. T. Worthington,
Jos. H. Chandler.	J. D. Landrum,	W. J. Worthington,
F. L. Cleveland,	W. W. McKenzie,	George Wright—23.
Milton J. Cook,	John W. F. Parker,	

Those who voted in the negative, were—

J. M. Bigger,	Wm. A. Dudley,	T. W. Hammond,
John G. Carlisle,	Evan M. Garriott,	H. Thompson—8.
Thos. B. Cochran,	W. C. Halbert,	

Mr. Lilly then moved to amend said bill as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Sixteenth Judicial District is hereby established, to be composed of the counties of Wolfe, Breathitt, Perry, Letcher, Pike, Floyd, Magoffin, and Morgan.

§ 2. That the sheriffs of Wolfe, Breathitt, Perry, Letcher, Pike, Floyd, Magoffin, and Morgan counties shall hold an election and cause polls to be opened, for the election of a Circuit Judge and Commonwealth's Attorney for said district, on the first Monday in April, 1867, and cause the votes cast at said election to be compared and certified, as now required by law for the election of such officers, under the pains and penalties therein prescribed; the Judge and Commonwealth's Attorney so elected shall hold their offices until the August election, 1868, and until their successors then elected shall be qualified.

§ 3. That the spring terms of the circuit courts for said Sixteenth District shall commence at the following times, and continue the following number of juridical days for each term, if the business of said courts requires it:

In the county of Wolfe on the fourth Monday in April, and continue six days.

In the county of Breathitt on the first Monday in May, and continue twelve days.

In the county of Perry on the third Monday in May, and continue six days.

In the county of Letcher on the Monday succeeding the Perry court, and continue six days.

In the county of Pike on the Monday succeeding the Letcher court, and continue twelve days.

In the county of Floyd on the Monday succeeding the Pike court, and continue twelve days.

In the county of Magoffin on the Monday succeeding the Floyd court, and continue six days.

In the county of Morgan on the Monday succeeding the Magoffin court, and continue eighteen days, if the business of the court require it.

§ 4. That the fall terms of the circuit court for said Sixteenth District shall commence at the following times, and continue the following number of juridical days for each term in each year, if the business in said court requires it:

In the county of Wolfe on the first Monday in September, and continue six days.

In the county of Breathitt on the second Monday in September, and continue twelve days.

In the county of Perry on the Monday succeeding the Breathitt court, and continue six days.

In the county of Letcher on the Monday succeeding the Perry court, and continue six days.

In the county of Pike on the Monday succeeding the Letcher court, and continue twelve days.

In the county of Floyd on the Monday succeeding the Pike court, and continue twelve days.

In the county of Magoffin on the Monday succeeding the Floyd court, and continue six days.

In the county of Morgan on the Monday succeeding the Magoffin court, and continue eighteen days.

§ 5. That all recognizances and process in cases pending in the circuit courts of the counties composing the Sixteenth Judicial District, shall stand and be made returnable to the respective terms of the circuit court for said counties, as herein directed to be held.

§ 6. That the county of Rowan is hereby transferred from the Tenth to the Eleventh Judicial District, and the court in said county shall be held on the Monday succeeding the Morgan circuit court, and continue six juridical days each term.

§ 7. This act shall be in force from its passage.

Mr. Carlisle moved the previous question.

And the question being taken, "Shall the main question be now put?" it was decided in the affirmative.

The question was then taken on the adoption of the amendment proposed by Mr. Lilly as a substitute for said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Lilly and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	F. L. Cleveland,	John J. Landram,
N. R. Black,	Milton J. Cook,	J. D. Landrum,
Wm. S. Botts,	James W. Gorin,	John W. F. Parker,
John B. Bruner,	T. W. Hammond,	John A. Prall,
Thos. P. Cardwell,	John L. Helm,	B. W. Stone,
Jos. H. Chandler,	Henry C. Lilly,	Philip Swigert—19.

Those who voted in the negative, were—

J. M. Bigger,	W. C. Halbert,	I. C. Winfrey,
John G. Carlisle,	O. P. Johnson,	C. T. Worthington,
Thos. B. Cochran,	W. W. McKenzie,	Wm. J. Worthington,
Wm. A. Dudley,	Elijah Patrick,	George Wright—14.
Evan M. Garriott,	Harrison Thompson,	

Pending the further consideration of said bill, the hour for the orders of the day arrived.

The Senate took up for consideration a bill to incorporate the Cincinnati, Lexington, and East Tennessee railroad.

Various amendments were proposed to said bill by Messrs. Dudley and Cleveland.

Ordered, That the further consideration of said bill and proposed amendments be postponed until to-morrow, at 12 o'clock, M.

The Senate took up for consideration the report of the Committee on Finance in relation to the petition of Gilman Trafton.

Which report was, that the prayer of the petitioner should not be granted.

Ordered, That said petition be recommitted to the Committee on Finance, with instructions to make a report thereon on Wednesday next, at 10 o'clock, A. M.

Mr. C. T. Worthington moved that a message be sent to the House of Representatives, asking leave to withdraw the announcement of the concurrence of the Senate to a resolution from the House of Representatives in relation to the payment of the members and officers of the present General Assembly in gold, concurred in on the 2d inst.

Mr. Wright moved to lay the motion made by Mr. Worthington on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wright and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. C. Halbert,	W. W. McKenzie,
N. R. Black,	T. W. Hammond,	John W. F. Parker,
William S. Botts,	O. P. Johnson,	Elijah Patrick,
Thos. B. Cochran,	Henry C. Lilly,	John A. Prall,
A. D. Cosby,	John J. Landram,	Philip Swigert,
Evan M. Garriott,	J. D. Landrum,	George Wright—19.
James W. Gorin,		

Those who voted in the negative, were—

J. M. Bigger,	Milton J. Cook,	H. Thompson,
John B. Bruner,	Wm. A. Dudley,	I. C. Winfrey,
John G. Carlisle,	John L. Helm,	C. T. Worthington—11.
F. L. Cleveland,	B. W. Stone,	

The Senate took up for consideration a bill to amend section 5 of the homestead law,

Together with the amendment heretofore proposed by Mr. Dudley.

Ordered, That the further consideration of said bill and proposed amendment be postponed until to-morrow.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Helm, from the Committee on Privileges and Elections—

An act to change the voting precinct in Hadensville district, in Todd county.

By Mr. Bruner, from the Committee on Revised Statutes—

An act supplemental to an act to incorporate the Allensville Milling and Manufacturing Company.

By same—

An act supplemental to the act passed at the present session amending the charter and extending the corporate limits of Elizabethtown, approved February, 1867.

By same—

An act to amend an act, entitled "An act to authorize proceedings to be instituted for the forfeiture of the charters of railroad, turnpike, and bridge companies in certain cases," approved 30th January, 1866.

By Mr. Carlisle, from the same committee—

An act to amend an act, entitled "An act to incorporate the Kentucky Insurance Company," approved March 4, 1865.

By Mr. Bruner, from the same committee--

An act to protect the farmers of Boone county against certain trespasses.

By same--

An act to amend an act, entitled "An act to reduce into one and digest the acts and amendatory acts incorporating the city of Lexington," approved February 16th, 1867.

By Mr. Carlisle, from the same committee—

An act to protect the farmers of Jefferson county from trespass.

With amendments to the last three named bills.

Which were adopted.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carlisle, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to protect the farmers of Campbell county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. J. J. Landram, from the Committee on Military Affairs—

A bill to amend chapter 28, section 22, entitled "Crimes and Punishments."

By Mr. Carlisle, from the Committee on Revised Statutes—

A bill to incorporate the Rotary Pump and Engine Company of Covington.

By Mr. Cochran, from the same committee—

A bill to incorporate the Louisville and Jefferson County railway company.

By same—

A bill to incorporate the Flemingsburg and Mayslick turnpike road company.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration bills of the following titles viz:

A bill to amend section 25, article 1, chapter 91, Revised Statutes.

A bill requiring judges of the county courts and justices of the peace to execute bond.

With amendments to the last named bill.

Which were adopted.

Ordered, That said bills, the last as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration a bill directing the purchase of the Kentucky Codes of Practice edited by Harvey Myers.

Ordered, That said bill be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

This bill provides for the purchase of 650 copies of said Codes of Practice.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were--

R. T. Baker,	Wm. A. Dudley,	W. W. McKenzie,
N. R. Black,	Evan M. Garriott,	Elijah Patrick,
William S. Botts,	Jas. W. Gorin,	John A. Prall,
John B. Bruner,	W. C. Halbert,	Philip Swigert,
John G. Carlisle,	T. W. Hammond,	Harrison Thompson
Jos. H. Chandler,	Henry C. Lilly,	C. T. Worthington,
F. L. Cleveland,	John J. Landram,	W. J. Worthington,
Thos. B. Cochran,	J. D. Landrum,	George Wright—24.

Those who voted in the negative, were—

J. M. Bigger,	O. P. Johnson,	B. W. Stone,
Milton J. Cook,	John W. F. Parker,	I. C. Winfrey—6.

Resolved, That the title of said bill be as aforesaid.

Leave was given to bring in the following bills, viz:

On motion of Mr. Chandler—

1. A bill for the benefit of the Green and Taylor County turnpike road company.

On motion of Mr. Winfrey—

2. A bill for the benefit of W. G. Gabbert, of Clinton county.

On motion of Mr. Parker—

3. A bill for the benefit of Clinton county.

The Committee on Internal Improvement were directed to prepare and bring in the 1st; the Committee on Propositions and Grievances the 2d, and the Committee on Finance the 3d.

The Senate took up for consideration a resolution to pay S. P. Love $76 45, his costs in contested election case against O. P. Johnson.

Which was read as follows, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts be, and he is hereby, authorized and directed to draw his warrant on the Treasurer in favor of S. P. Love, for the sum of seventy-six dollars and forty-five cents, being the amount expended by said Love as costs in contesting the election of O. P. Johnson as a Senator from the Eighth Senatorial District; said money to be paid out of any money in the Treasury not otherwise appropriated.

Which was adopted.

Mr. J. J. Landram read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up.

Ordered, That said resolution be printed and placed in the orders of the day.

Mr. Swigert read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up.

Ordered, That said resolution be printed and placed in the orders of the day.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Euclesian Literary Society.

An act authorizing James Brien to adopt Levi Wright as his child.

Resolution amendatory of the resolution to pay the members of the General Assembly in gold.

And enrolled bills and a resolution, originating in the Senate, of the following titles, viz:

An act to relieve the tax-payers of the State from the payment of ten cents extra commission to the sheriffs or collectors of revenue.

An act in relation to the improvement of streets in cities and towns in this State.

An act for the benefit of the Covington and Lexington turnpike road company.

An act to amend an act, entitled "An act to tax railroads, turnpike roads, and other corporations, in aid of the Sinking Fund," approved February 20th, 1864.

An act for the benefit of Rockcastle county in relation to roads and passways.

An act to protect bridges across the Ohio river.

An act to amend an act to incorporate the Paducah and Tennessee railroad company.

An act changing the State road leading to Weston.

An act to incorporate the Bardstown and Bloomfield turnpike road company.

An act supplemental to an act, entitled "An act to incorporate the Harrod's Creek and Sand Hill turnpike road company."

An act to charter the Southern Life Insurance Company.

An act to extend the boundary of the town of Hustonville, Lincoln county.

An act to incorporate the Mutual Life Assurance Society.

An act to amend the charter of the Bardstown and Bloomfield turnpike road company.

An act to change the line between Tollsboro and Esculapia election districts, in Lewis county.

An act to re-enact the 4th section of an act, entitled "An act to incorporate the Logan County turnpike road company," approved January 23, 1867.

Resolution in relation to a final adjournment of the General Assembly.

And had found the same correctly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills and resolutions, originating in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to authorize the voters of Mercer county to vote on the levy of a tax for railroad and turnpike purposes."

An act for the benefit of Harrison Thompson, Daniel White, Samuel Biggerstaff, and S. Parrish.

An act for the benefit of W. R. McFerron, late presiding judge of the Barren county court.

An act for the benefit of R. L. Ireland, late clerk of the Gallatin county court.

An act to reduce the tax in aid of the Sinking Fund.

An act to erect monuments over the graves of the late Governors Letcher and Crittenden.

An act to erect a monument over the grave of the late Governor William Owsley.

An act to continue in force the laws in relation to the Agent of the Auditor.

An act allowing to W. S. Hicks, sheriff of Henderson county, further time to give official bond and take the oath of office.

An act to extend the corporate limits of Bardstown.

An act to amend chapter 34 of the Revised Statutes, title "Escheats and Escheators."

An act for the benefit of W. B. Ely, late sheriff of Marshall county.

An act for the benefit of Peter Jett.

An act for the benefit of John H. Terrell, administrator of G. B. Grundy, deceased.

An act for the benefit of H. S. Shondy, late sheriff of Hart county, and his duly qualified deputies.

An act for the benefit of George T. Blakey, late sheriff of Logan county.

An act for the benefit of Isaac Radley, late sheriff of Hardin county.

An act for the benefit of Samuel R. Tolle, late sheriff of Barren county.

An act to incorporate the Richmond and Lexington railroad company.

Resolution providing for election of two managers of the Eastern Lunatic Asylum.

Resolution in regard to the Bank of Kentucky.

And then the Senate adjourned.

TUESDAY, MARCH 5, 1867.

A message was received from the House of Representatives, announcing their disagreement to the passage of bills, which originated in the Senate, of the following titles, viz:

An act to repeal an act, entitled "An act to authorize the citizens of certain counties to take a vote as to the propriety of levying a tax for railroad purposes," approved February 2d, 1866.

An act for the benefit of the Lexington, Harrodsburg, and Perryville turnpike road company.

That they had passed bills from the Senate of the following titles viz:

An act to incorporate the Covington Library and Literary Association.

An act to incorporate the Sterling Male and Female College of Bedford.

An act to amend the common school law.

An act for the benefit of school district No. 15, in Breathitt county.

An act for the benefit of S. B. Scofield and N. Wigginton, late trustees of common school district No. 9, in Franklin county.

An act for the benefit of school district No. 23, in McCracken county.

An act to incorporate the Poplar Plains Male and Female Seminary, in the county of Fleming.

An act to incorporate the Rural Academy, of Fulton county.

An act to incorporate the Frankfort Female University.

An act to repeal an act, entitled "An act authorizing the citizens of certain counties to take a vote as to the propriety of levying a tax for railroad purposes," approved February 2d, 1866.

An act to change the time of holding the court of claims for Lewis county.

An act to appoint commissioners to run and mark the line between the counties of Bracken and Harrison.

An act to incorporate the Clark County Agricultural Association.

An act to authorize the recording the plat of West Mayfield, and conveying the lots therein.

An act for the benefit of Thos. E. Bramlette.

An act for the benefit of Crittenden county.

An act to authorize E. H. Smith and others to close an alley in Williamstown, Grant county.

An act to incorporate the Hustonville Deposit Bank.

An act to amend the charter of the Clark County Agricultural Association.

An act for the benefit of the city council of Vanceburg.

An act to change and regulate the time of holding the circuit courts in the 1st judicial district, and legalize process of courts of said district.

An act to amend an act to establish courts of common pleas in the 1st, 3d, and 14th judicial districts.

An act to authorize the county court of Pulaski county to sell certain public grounds to build a new jail.

An act for the benefit of the Farmers' Mutual Insurance Company, and the Security Fire Insurance Company, of the city of Louisville.

An act to repeal an act to reduce into one the voting places in the Buffalo district, in Carter county.

An act to establish an additional voting precinct in Campbell county.

An act for the benefit of Wm. Corum, clerk of the Greenup circuit court.

An act for the benefit of the children of James B. Clay.

An act to apportion representation in the Senate and House of Representatives.

An act to incorporate the Security Bank.

An act to amend an act, entitled "An act authorizing the presiding judge of the Kenton county court to hold quarterly terms at Covington."

An act to authorize the presiding judge of the Kenton county court to change the boundaries of voting precincts in the city of Covington, and to establish additional voting precincts in said county.

With amendments to the last four named bills.

That they had passed bills of the following titles, viz:

1. An act for the benefit of Susan S. Hinkle, of Ballard county.

2. An act to amend the charter of the Winchester and Mt. Sterling turnpike road company.

3. An act to incorporate the Upper Blue Lick turnpike road, in Mason county.

4. An act to incorporate the Mayslick and Murphysville turnpike road company, in Mason county.

5. An act to incorporate the Lewisburg and Taylor's Mill turnpike road, in Mason county.

6. An act to incorporate the Owingsville and McCormick turnpike road company, in Bath county.

7. An act to incorporate St. Mark's High School of Louisville.

8. An act for the benefit of school district No. 1, in Harrison county, and other school districts similarly situated.

9. An act to require common school commissioners of this State to hold their offices at their respective county seats.

10. An act to preserve and perpetuate the Garth Fund.

11. An act to amend and repeal part of an act, approved 18th of December, 1865, entitled "An act to amend an act to authorize the city of Paris to raise by taxation a fund for the support of public schools.

12. An act declaring the True Kentuckian a public authorized newspaper.

13. An act, entitled "An act for the benefit of school district No. 15, in Larue county."

14. An act for the benefit of school district No. 54, in Caldwell county.

15. An act to incorporate the Bourbon Bank.

16. An act to incorporate the Bank of Commerce.

17. An act to amend an act, entitled "An act to charter the Planters' Bank of Kentucky at Owensboro."

18. An act to amend an act, entitled "An act to incorporate the Falls City Bank," approved January 21, 1865.

19. An act to incorporate the Central Financial Association of Danville.

20. An act to incorporate the town of White Mills, in Hardin county.

21. An act to incorporate the Elizabethtown Town Hall Company.

22. An act to continue in force an act, entitled "An act to increase the compensation to the Public Printer," approved February 25, 1865.

23. An act to change the time of holding the Simpson and Butler county circuit courts.

24. An act for the benefit of Samuel W. Owens, late clerk of the Mason circuit court.

25. An act for the benefit of R. M. Buckley, of Henry county.

26. An act for the benefit of W. J. and John Brewer, of Henry county.

27. An act to authorize the county court of Trimble county to levy an additional ad valorem and poll tax for county purposes.

28. An act for the benefit of Lewis L. Moore, of McLean county.

29. An act for the benefit of M. B. Goble, late clerk of Lawrence county.

30. An act to legalize the election of the town officers of Falmouth, in Pendleton county.

31. An act for the benefit of Fayette county.

32. An act for the benefit of the police judge of the town of Madisonville.

33. An act for the benefit of Michael Razor.

34. An act to declare the Southern Shield an authorized newspaper.

35. An act to declare the Owensboro Monitor an authorized newspaper.

36. An act to amend an act organizing the county of Webster, approved February 29, 1860.

37. An act to change the time of holding the Monroe quarterly court.

38. An act for the benefit of Thos. H. Richardson and Wm. Webb, justices of the peace for Ballard county.

39. An act for the benefit of the trustees of Union Meeting-house, in Lewis county.

40. An act for the benefit of the Harlan county court.

41. An act to create and regulate the office of county treasurer for Bourbon county.

42. An act for the benefit of Montgomery county.

43. An act for the benefit of the Montgomery county court.

44. An act amending the laws in relation to the town of Grayson, in Carter county.

45. An act requiring Wm. Kibby, of Carter county, to build a slope to his mill dam in Littly Sandy river.

46. An act to authorize the Logan county court to sell its poor-house and buy a new one.

47. An act authorizing the Franklin county court to subscribe money in aid of the Cedar Creek turnpike road company.

48. An act to amend section 1, article 2, chapter 99, of the Revised Statutes, entitled "Licensed Merchants," so far as the same relates to the counties of Madison and Henry.

49. An act concerning the police judge and marshal of Newcastle.

50. An act for the benefit of the town of Mayfield, in Graves county.

51. An act to amend the charter of the town of Princeton.

52. An act further to amend the act in relation to Elizabethtown, and extend its boundary," approved February 27, 1867.

53. An act for the benefit of A. Q. Baker, of Boone county.

54. An act to authorize the Shelby county court to make subscriptions to the capital stock of turnpike-road companies.

55. An act authorizing the printing of additional copies of the Adjutant General's report.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 2d, 25th, 30th, 32d, 44th, 49th, 50th, 51st, and 52d to the Committee on the Judiciary; the 3d, 4th, 5th, 6th, 45th, and 47th to the Committee on Internal Improvement; the 7th, 8th, 9th, 11th, 13th, and 14th to the Committee on Education; the 10th and 23d to the Committee on Circuit Courts; the 12th, 20th, 21st, 31st, 34th, 35th, and 48th to the Committee on Revised Statutes; the 15th, 16th, 17th, 18th, and 19th to the Committee on Banks; the 22d, 24th, 26th, 28th, 29th, 33d, 38th, 41st, and 53d to the Committee on Finance; the 27th, 36th, 37th, 40th, 42d, 43d, 46th, and 54th to the Committee on County Courts; the 39th to the Committee on Religion, and the 55th to the Committee on Military Affairs.

That they had received official information from the Governor, announcing that he had approved and signed sundry enrolled bills and a resolution, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Sick, Widows', and Orphans' Benevolent Society of the Evangelical St. Peter's Congregation of Louisville.

An act to regulate insurance companies.

An act to supply the Clerk of the Court of Appeals with books.

An act concerning the Lulbegrud road, in Montgomery county.

An act to incorporate the Murphysville Manufacturing Company.

An act amendatory of the act authorizing the Clark county court to take stock in certain turnpike roads in said county.

An act to incorporate the Hickman Fire and Marine Insurance Company.

An act providing for the subscription of stock in railroad companies by the county of Mason.

An act to amend the charter of the town of Hartford.

An act to amend the charter of the town of Gordonsville, in Logan county.

An act for the benefit of John J. Dyer, late sheriff of Trigg county.

An act for the benefit of James and Thomas Forbush, of Henry county.

An act to incorporate the Newport Temple of Honor, No. 1.

An act to incorporate the Big Stoner turnpike company.

An act to empower the county court of Marion county to make subscriptions to the capital stock of turnpike road companies.

An act to amend the charter of the Winchester and Lexington turnpike road company.

An act repealing an act creating the office of town marshal of Independence.

An act to amend the charter of the Richmond and Lancaster turnpike road company.

An act to empower the mayor and council of the city of Paris to subscribe to the capital stock of the Salomon Gas Company in said city, and for other purposes.

An act for the benefit of school districts Nos. 17, 28, and 64, in Owen county.

An act for the benefit of C. S. Green, of Hopkins county.

An act to incorporate the Drennon and Mill Creek turnpike road, in Henry county.

An act to amend an act to incorporate the Newport and Jamestown Bridge Company, in Campbell county.

An act to legalize the acts of the Nicholas county court.

An act requiring real estate to be listed and the taxes paid in the county where it is situated.

An act to amend the charter of the town of Columbus.

An act to incorporate the Hinckston and Flat Creek turnpike road.

An act to amend the charter of the Louisville Bridge Company, approved March 10th, 1856.

An act to amend an act, entitled "An act to amend the jury laws of this Commonwealth."

An act to charter the Owingsville and Wyoming turnpike road company.

An act supplying certain public books to the Letcher and Hancock circuit and county courts.

An act to incorporate the Operatives' Foundry Association, No. 1, of Kentucky.

An act to amend an act, entitled "An act to incorporate the Nolin Mining and Manufacturing Company," approved March 10th, 1854, and changing the name of said company to that of the Lawrence Mining and Manufacturing Company.

An act to authorize a special equity and criminal term of the Shelby circuit court.

An act to amend the several acts incorporating the town of Williamstown, and making the office of police judge in said town elective.

An act to incorporate the Relief Society of the St. John's German Evangelical Church of Louisville.

An act to amend the charter of New Liberty and subsequent acts relating to said town.

An act to alter the name of the United German Evangelical Congregation of the St. John's Church in Louisville.

An act for the benefit of Louisa, Jack, and Green Hall.

An act for the benefit of the county judge of Henry county.

An act to amend an act to extend the charter of the Louisville Gas Company, approved January 30, 1867.

An act incorporating the Bank Lick and Lexington Road Junction turnpike company.

An act to change the Glasgow and Scottsville turnpike road.

An act to incorporate the Allensville Milling and Manufacturing Company.

An act for the benefit of the jailer of Anderson county.

An act to furnish certain books to the Lawrence circuit and county court clerks.

An act to charter the town of Salyersville, in Magoffin county.

An act to incorporate the Willow Run turnpike company of Kenton county.

An act to incorporate the Euclesian Literary Society.

An act authorizing James Brien to adopt Levi Wright as his child.

Resolution amendatory of the resolution to pay the members and officers of this General Assembly in gold.

That they had concurred in the amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to pay military claims audited by the Quarter-Master General.

A message was received from the Governor, announcing that he had approved and signed enrolled bills and a resolution, originating in the Senate, of the following titles, viz:

An act to incorporate the Mutual Life Assurance Society.

An act to re-enact the 4th section of an act, entitled "An act to incorporate the Logan County turnpike road company," approved January 23, 1867.

An act to charter the Southern Life Insurance Company.

An act to protect bridges across the Ohio river.

An act to change the line between Tollsboro and Esculapia election districts, in Lewis county.

An act to relieve the tax-payers of the State from the payment of ten cents extra commission to the sheriffs or collectors of revenue.

An act to amend an act, entitled "An act to tax railroads, turnpike roads, and other corporations, in aid of the Sinking Fund," approved February 29th, 1864.

An act changing the State road leading to Weston.

An act to amend the charter of the Bardstown and Bloomfield turnpike road company.

An act in relation to the improvement of streets in cities and towns in this State.

An act for the benefit of the Covington and Lexington turnpike road company.

An act to charter the Bardstown and Bloomfield turnpike road company.

An act to amend an act to incorporate the Paducah and Tennessee railroad company.

An act to extend the boundary of the town of Hustonville, Lincoln county.

An act supplemental to an act, entitled "An act to incorporate the Harrod's Creek and Sand Hill turnpike road company."

An act for the benefit of Rockcastle county in relation to roads and passways.

An act for the benefit of Thos. E. Bramlette.

Resolution in relation to a final adjournment of the General Assembly.

The following petitions were presented, viz:

By Mr. Carlisle—

1. The petition of H. C. Bruce and others, concerning the law in relation to peddlers.

By same—

2. The petition of Alexander Long, Chairman of the State Sovereignty Committee of Ohio.

[*For petition—see Legislative Document No.* 16.]

By Mr. Gorin—

3. The petition of W. J. Whitlock and others, asking the amendment of the charter of the town of Centre.

Which were received, the reading dispensed with, and the 1st and 3d referred to the Committee on Revised Statutes, and the 2d ordered to be printed and referred to the committee on Federal Relations.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Bruner, from the Committee on Revised Statutes—

An act to incorporate Butler Lodge, No. 194, at Pitt's Point, Bullitt county.

By Mr. Harrison, from the Committee on the Judiciary—

An act to change the time of holding the courts in the second judicial district.

By Mr. Carlisle, from a select committee—

An act to amend an act, entitled "An act to establish a criminal court in the 9th judicial district, approved February 5th, 1866.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Harrison, from the Committee on the Judiciary—

A bill incorporating the Southern Institution for the Amelioration of the Condition of the Deaf and Blind Negroes.

By Mr. Dudley, from the Committee on Revised Statutes—

A bill to provide a mounted police for the county of Fayette.

By Mr. Carlisle, from the same committee—

A bill to provide for the punishment of persons selling goods with false brands, &c.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Bigger, from the Select Committee to visit the Blind Asylum at Louisville, and investigate certain charges made against the Superintendent thereof, made the following report, viz:

To the General Assembly of the Commonwealth of Kentucky:

By a joint resolution, originating in the Senate, the undersigned were appointed a joint committee of the two Houses of this General Assembly to visit the Kentucky Institution for the Education of the Blind, for the purpose of reporting upon its condition and upon charges preferred against the Superintendent, Mr. B. M. Patten.

Your committee respectfully report, that they have taken evidence, embraced in fifty-eight depositions, accompanying this report. The witnesses examined have mostly been connected with the Institution—some as trustees, some as managers, and many as pupils.

The testimony embraces a period of about twenty-five years, from the foundation of the Institution to the present time.

The special complaints have been especially examined, and this examination is mainly contained in the depositions of Messrs. J. F. Speed, Henry C. McDowell, Rev. J. H. Heywood, Hon. Wm. F. Bullock, Mr. J. Henning, Hon. Bland Ballard, and Dr. T. S. Bell.

When we take into consideration the intense sympathy naturally felt for those of our race who are deprived of the most useful of our faculties; when we realize that most of these are, in their homes, treated with a tenderness not accorded to the perfectly constituted; and when we know that those physically defective are mentally impaired in the same degree, we cannot but expect that, under the best and most humane treatment, cases would arise upon which affectionate parents or guardians could found an apparently just charge of cruelty. An institution of this character cannot be successfully carried on except upon general rules of discipline, applicable alike to the poor and the affluent. The indulgent grants of a pet's requests, and the luxurious care which wealth supplies, cannot reasonably be expected to follow the blind pupil into a public institution, founded by the State for all classes without distinction.

The object of this Institution is to educate the Blind; to supply in some degree the wanting sense of sight by an extraordinary cultivation of the sense of touch. This operation, by reason of the weak perceptive faculty of the blind, is so difficult, and requires so continuous and undeviating an exercise, that it is itself the greatest cruelty; but it is a useful cruelty. It leads the pupil from perceptive darkness to perceptive light, and the lamp extinct in his eye is kindled in his finger.

No special instance of cruelty or inhumanity has been developed in the evidence, and the complaints made are wholly traceable to the mode of instruction and the rules of discipline. Your committee take pleasure in stating that the Institution has been managed with unsurpassed skill, and that the testimony, without exception, accords to Mr. B. M. Patten the highest qualities as a Teacher and Superintendent; and although there is some testimony tending to establish the charge of cruelty against Mr. Patten, yet, after a full and thorough examination of the evidence, we have come to the conclusion that Mr. Patten has fully exonerated himself from all the charges preferred against him; and after a full, thorough, and searching investigation into the conduct and management of the Institution for the Education of the Blind, from the time of its creation up to the present, it is to us

a source of pleasure to announce that Mr. Patten and the trustees who have had the control of said Institution have fully vindicated themselves from all charges preferred against them; and we further recommend that the appropriation of $6,000 per annum to said Institution be continued. All of which we most respectfully submit.

J. M. BIGGER,
JAMES HARRISON,
Committee of the Senate.
MARTIN BIJUR,
W. H. GARDNER,
J. H. RODMAN,
Committee of the House.

Ordered, That said report be printed.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill, originating in the Senate, entitled

An act to establish the boundaries and taxable limits and to amend the city charter of Louisville.

Which was granted.

On motion, leave of indefinite absence was granted Mr. Stone.

The Senate took up for consideration the motion heretofore made to lay upon the table the motion to reconsider the vote by which the Senate had disagreed to the passage of a bill, which originated in the House of Representatives, entitled

An act to create a conventional rate of interest in this Commonwealth.

And the question being taken thereon, it was decided in the affirmative, the Speaker having given the deciding vote.

The yeas and nays being required thereon by Messrs. J. J. Landram and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	James Harrison,	H. Thompson,
N. R. Black,	John L. Helm,	I. C. Winfrey,
John G. Carlisle,	Henry C. Lilly,	C. T. Worthington,
Tho. P. Cardwell,	W. W. McKenzie,	W. J. Worthington,
Wm. A. Dudley,	John W. F. Parker,	George Wright—17.
T. W. Hammond,	Philip Swigert,	

Those who voted in the negative, were—

R. T. Baker,	Milton J. Cook,	John J. Landram,
Wm. S. Botts,	Evan M. Garriott,	J. D. Landrum,
John B. Bruner,	Jas. W. Gorin,	Elijah Patrick,

Jos. H. Chandler. William H. Grainger, John A. Prall,
F. L. Cleveland, W. C. Halbert, George C. Riffe—17.
Thos. B. Cochran, O. P. Johnson,

Mr. Prall moved the following resolution, viz:

Resolved by the Senate, That the joint committee on the subject of State aid to railroads be requested to prepare and report in the House of Representatives, where, under the Constitution, the same must originate, a bill which shall take effect upon its ratification by the people at the next August election, giving efficient aid by the State in the construction of railroads, such as will develop her great and slumbering resources, and providing for the payment of the principal and interest on the debt to be created thereby within thirty years.

Mr. Winfrey moved to lay said resolution on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Winfrey and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner, T. W. Hammond, W. W. McKenzie,
John G. Carlisle, James Harrison, George C. Riffe,
Jos. H. Chandler, John L. Helm, I. C. Winfrey,
Thos. B. Cochran, O. P. Johnson, George Wright—13.
Milton J. Cook,

Those who voted in the negative, were—

R. T. Baker, William H. Grainger, Elijah Patrick,
N. R. Black, W. C. Halbert, John A. Prall,
Wm. S. Botts, Henry C. Lilly, Philip Swigert,
Thos. P. Cardwell, John J. Landram, Harrison Thompson,
Wm. A. Dudley, J. D. Landrum, C. T. Worthington,
Evan M. Garriott, John W. F. Parker, W. J. Worthington—19.
James W. Gorin,

The question was then taken on the adoption of said resolution, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Prall and Bruner, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker, James W. Gorin, Elijah Patrick,
N. R. Black, W. C. Halbert, John A. Prall,
Wm. S. Botts, Henry C. Lilly, Philip Swigert,
Thos. P. Cardwell, John J. Landram, Harrison Thompson,
F. L. Cleveland, J. D. Landrum, W. J. Worthington—17.
W. A. Dudley, John W. F. Parker,

Those who voted in the negative, were—

John B. Bruner, Wm. H. Grainger, W. W. McKenzie,
Jno. G. Carlisle, T. W. Hammond, George C. Riffe,

Joseph H. Chandler, James Harrison, I. C. Winfrey,
Thomas B. Cochran, John L. Helm, C. T. Worthington,
Milton J. Cook, O. P. Johnson, George Wright—16.
Evan M. Garriott,

Mr. Worthington read and laid on the table a joint resolution.

The rule of the Senate being dispensed with, said resolution was taken up and read.

This resolution requests the passage of an act by Congress donating the Springs or Asylum grounds near Harrodsburg to the Independent Order of Odd Fellows.

Which was adopted.

Mr. Bigger offered the following resolution, viz:

Resolved, That the Senate hold evening sessions during the remainder of this session, commencing to-morrow evening at 3 o'clock, P. M.

Which was adopted.

On motion of Mr. Dudley, leave was given to bring in a bill to amend the criminal law in relation to larceny and theft.

The Committee on Revised Statutes was directed to prepare and bring in the same.

Messrs. Helm, Wright, and Harrison asked to be discharged from further service on the joint committee on State aid to railroads.

Which was granted.

Ordered, That Messrs. Prall, Cleveland, and Lilly be appointed to serve on said committee.

The Senate took up for consideration the amendments proposed by the House of Representatives to a bill from the Senate, entitled

An act to apportion representation in the Senate and House of Representatives.

Which amendments were severally concurred in, except the first, which was disagreed to.

A message was received from the House of Representatives, announcing that they had passed a bill from the Senate, entitled

An act to incorporate the Southern Institution for the Amelioration of the Condition of the Deaf and Blind Negroes.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to require master commissioners to take an oath of office and execute bond for the faithful performance of their duties.

An act for the benefit of the Cumberland Presbyterian Church of Hopkinsville.

An act to amend an act, entitled "An act to tax railroads, turnpike roads, and other corporations, in aid of the Sinking Fund," approved February 20, 1864.

An act for the benefit of W. J. Lusk.

An act for the benefit of James C. Jones, of Rockcastle county.

An act for the benefit of John Friend, of Floyd county.

An act for the benefit of John Locke, late sheriff of Daviess county.

An act to incorporate the Winchester and Howard's Creek turnpike road company.

An act to incorporate the Tunnell and Prickley Ash turnpike road company in Bath county.

An act for the benefit of James T. Applegate, late sheriff of Pendleton county.

An act for the benefit of Elijah Litton, late sheriff of Whitley county.

An act for the benefit of Bennett Spears, late sheriff of Monroe county.

An act for the benefit of William Johnson, late sheriff of Pike county.

An act for the benefit of Benjamin Duvall, late sheriff of Ohio county.

An act for the benefit of B. Calloway, late sheriff of Harlan county.

An act for the benefit of John Boyd, sheriff of Lyon county.

An act for the benefit of O. Ross Baker, late sheriff of Caldwell county.

An act for the benefit of A. W. Foster, late sheriff of Allen county.

An act for the benefit of John Nesbitt, late sheriff of Webster county.

An act to pay military claims audited by the Quarter-Master General.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Bradford turnpike road company, in Bracken county.

An act amending the various acts incorporating the Hardinsburg and Cloverport turnpike road company.

An act to legalize the official acts of James S. Lithgow as mayor of the city of Louisville.

An act for the benefit of A. W. Nickell, sheriff of Johnson county.

An act for the benefit of Ben. Botts, sheriff of Fleming county.

An act to incorporate the Kiddville turnpike road company.

An act authorizing the investment of the funds of Marcus D. Richardson.

An act for the benefit of James W. Hogg, sheriff of Letcher county.

An act for the benefit of the Louisville and Taylorsville turnpike road company, and for the branch of the same leading to Vaughn's Mill.

An act to levy a tax to aid in building turnpike roads in Lewis county.

An act to incorporate the Ashes Creek and Timber Creek turnpike road company.

An act to incorporate the Louisville Coal Company.

An act to amend the charters of the Louisville and Frankfort and Lexington and Frankfort railroad companies.

An act to incorporate the Worthville and Buck Run turnpike road company.

An act to amend an act, entitled "An act to charter the Board of Internal Improvement for Barren county, and for other purposes," approved January 30, 1867.

An act to incorporate the Elizabethtown and Paducah railroad company.

An act for the benefit of S. B. Scofield and N. Wigginton, late trustees of common school district No. 9, in Franklin county.

An act to incorporate the Poplar Plains Male and Female Seminary, in the county of Fleming.

An act for the benefit of Thos. E. Bramlette.

An act to incorporate the Southern Institution for the Amelioration of the Condition of the Deaf and Blind Negroes.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

Mr. Botts moved a reconsideration of the vote by which the Senate had adopted the amendment proposed by Mr. Lilly on yesterday to a bill from the House of Representatives, entitled

An act to establish the 16th judicial district,

And the question being taken thereon, it was decided in the affirmative.

Mr. Bigger then moved to lay said proposed amendment and bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bigger and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	James W. Gorin,	W. W. McKenzie,
J. M. Bigger,	Wm. H. Grainger,	John W. F. Parker,
N. R. Black,	W. C. Halbert,	Elijah Patrick,
William S. Botts,	T. W. Hammond,	John A. Prall,
John G. Carlisle,	James Harrison,	George C. Riffe,
Tho. P. Cardwell,	John L. Helm,	Philip Swigert,
Jos. H. Chandler,	O. P. Johnson,	Harrison Thompson,
F. L. Cleveland,	Henry C. Lilly,	I. C. Winfrey,
Milton J. Cook,	John J. Landram,	W. J. Worthington,
Wm. A. Dudley,	J. D. Landrum,	George Wright—30.

In the negative—Evan M. Garriott.

And then the Senate adjourned.

WEDNESDAY, MARCH 6, 1867.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act to incorporate the Louisville Transfer railway company.

An act to incorporate the Louisville Courier Printing Company.

An act to amend an act, entitled "An act to establish a criminal court in the 9th judicial district," approved February 5th, 1866.

That they had concurred in a resolution from the Senate, entitled

Resolution requesting Congress to donate the Harrodsburg Springs Grounds to the Independent Order of Odd Fellows.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Baker, from the Committee on County Courts—

An act concerning the county roads in Henderson, Union, and Taylor counties.

By same—

An act for the benefit of Simpson county.

By same—

An act to amend an act, entitled "An act to authorize the Graves county court to issue bonds and create a sinking fund to liquidate the same," approved February 3, 1866, chapter 344.

By same—

An act authorizing the county court of Nelson county to subscribe stock in turnpike roads.

By same—

An act for the benefit of the Montgomery county court.

By same—

An act for the benefit of Montgomery county.

By same—

An act to authorize the Logan county court to sell its poor-house and buy a new one.

By same—

An act for the benefit of the Harlan county court.

By same—

An act to authorize the county court of Trimble county to levy an additional ad valorem and poll tax for county purposes.

By same—

An act to amend an act organizing the county of Webster, approved February 29, 1860.

By same—

An act to change the time of holding the Monroe quarterly court.

By same—

An act to authorize the Shelby county court to make subscriptions to the capital stock of turnpike road companies.

By Mr. Prall, from the Committee on Circuit Courts—

An act to change the time of holding the Simpson and Butler county circuit courts.

By same—

An act to preserve and perpetuate the Garth Fund.

By Mr. Botts, from the Committee on Finance—

An act to create and regulate the office of county treasurer for Bourbon county.

By same—

An act for the benefit of W. J. and John Brewer, of Henry county.

By same—

An act for the benefit of Samuel W. Owens, late clerk of the Mason circuit court.

By same—

An act for the benefit of Lewis L. Moore, of McLean county.

By same—

An act for the benefit of M. B. Goble, late clerk of Lawrence county.

By same—

An act for the benefit of A. Q. Baker, of Boone county.

By same—

An act for the benefit of Thos. H. Richardson and Wm. Webb, justices of the peace for Ballard county.

By Mr. C. T. Worthington, from the Committee on Education—

An act to incorporate St. Mark's High School of Louisville.

By same—

An act for the benefit of certain common school districts in this State.

With an amendment to the last named bill.

Which was adopted.

Ordered, That said bills, the last as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, with the expression of opinion that said bills ought not to pass, viz:

By Mr. Baker, from the Committee on County Courts—

An act to provide payment for physicians by county levies for treatment of prisoners while confined in their county jails.

By Mr. C. T. Worthington, from the Committee on Education—

An act for the benefit of school district No. 15, in Larue county.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. C. T. Worthington, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of John T. Jackson,

Reported the same, with the expression of opinion that said bill ought not to pass.

Said bill was then amended.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	T. W. Hammond,	John W. F. Parker,
J. M. Bigger,	James Harrison,	Elijah Patrick,
John G. Carlisle,	John L. Helm,	John A. Prall,
Thos. P. Cardwell,	O. P. Johnson,	George C. Rifle,
A. D. Cosby,	Wm. Johnson,	B. W. Stone,
Wm. A. Dudley,	Henry C. Lilly,	Philip Swigert,
Evan M. Garriott,	John J. Landram,	I. C. Winfrey,
Jas. W. Gorin,	J. D. Landrum,	W. J. Worthington,
Wm. H. Grainger,	W. W. McKenzie,	George Wright—28.
W. C. Halbert,		

Those who voted in the negative, were—

William S. Botts,	F. L. Cleveland,	Milton J. Cook—4.
Jos. H. Chandler,		

Resolved, That the title of said bill be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Baker, from the Committee on County Courts—

A bill to amend the charter of the Old State and Ripple Creek turnpike road company, approved March 2d, 1860.

By same—

A bill to authorize the Ohio county court to levy an additional tax to build bridges and repair roads in said county.

By same—

A bill for the benefit of J. B. Fitch, late sheriff of Lewis county.

By Mr. C. T. Worthington, from the Committee on Education—

A bill for the benefit of A. E. Cole, late teacher in common school district No. 11, in the county of Lewis.

By Mr. Stone, from the same committee—

A bill for the benefit of common school district No. 32, in the county of Fleming.

By Mr. Prall, from the Committee on Circuit Courts—

A bill to amend section 21, chapter 7, Revised Statutes, title "Boats and Navigation."

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Said last named bill was then amended.

Ordered, That said bills, the last as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Baker, from the Committee on County Courts, reported a bill for the benefit of Edward Courtney, of Boyd county.

On motion of Mr. Gorin, said bill was laid on the table.

Mr. J. J. Landram, from the Committee on Circuit Courts, to whom had been referred

A bill to amend the city charter of Paducah, approved March 10th, 1856.

Reported the same, with an amendment as a substitute for said bill.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

The Senate took up for consideration a bill to incorporate the Paris, Winchester, Richmond, and East Tennessee railroad company,

Together with the amendment heretofore proposed.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That all persons who shall become stockholders in the company hereby authorized shall be a body-politic and corporate in perpetuity, by the name of the "Paris, Winchester, Richmond, and East Tennessee Railroad Company;" and shall be capable of contracting and being contracted with, suing and being sued; and may have a common seal, and alter the same at pleasure; and shall be capable in law of purchasing and holding any real or personal property necessary and suitable for the object and purpose of constructing, maintaining, and operating a main line of railway and branches, with one or more tracks, and for providing all such appurtenances, means, accommodations, and facilities as may be necessary and suitable for the construction, equipment, and convenient and profitable use of the same; the main line of railway to commence at any eligible point at or near Paris, Bourbon county, and from thence through or near Winchester, in Clark county, and Richmond, in Madison county; thence in the direction of the Tennessee line, at such point as the company may deem most suitable, or to intersect any other railroad that may be in process of construction toward the Tennessee line; and the branches to extend from the main line to iron works, coal or iron mines, or salt works, but not impairing the vested rights of other corporations.

§ 2. That Daniel Breck, C. F. Burnam, Jason Walker, J. M. Shackelford, R. W. White, Tho. Bronson, jr., Wm. Frances, and David Chenault, of Madison; Chas. S. Brent, Geo W. Williams, Henry C. Hastings, John Stuart, Richard Hawes, R. T. Davis, and John A. Prall, of Bourbon; Harrison Thompson, Ben. B. Groom, B. F. Buckner, A. H. Buckner, Theodore Kolhass, Tho. H. Roberson, of Clark; M. J. Cook, W. A. Brooks, and Ashley Owens, of Rockcastle, are hereby appointed commissioners, under the direction of any two of whom books may be opened for the purpose of receiving subscriptions to the capital stock of said company, at such times and places as they may prescribe by advertisement, by at least two insertions, in one or more newspapers published in Kentucky, and may continue them open for such time as they may deem expedient: *Provided*, That any subscription tendered at any time and place, other than that advertised by said commissioners, if accepted by them, shall be valid and binding, and the obligations of the subscribers to said stock may be enforced by suit in the name of the company.

§ 3. The capital stock of this company shall be any amount the company may determine, not to exceed forty thousand dollars per lineal mile of their main line and branches, except the bridges over the Kentucky and Cumberland rivers, each of which is hereby declared to be equal in value to ten miles of railroad, and shall be so regarded in amount of capital stock, and in all charges for transportation and business done on or over the same. The capital stock of said company shall be divided into shares of one hundred dollars each, and may be sold by the company and purchased or subscribed for by any city, county, corporation, or individual, upon such terms and conditions as the company by its by-laws direct, and shall be vendible and assignable in any manner said by-laws may prescribe.

§ 4. It shall be lawful for this company to unite their road, branch or branches, with any other railroad or railroads, or portions of railroads, and to acquire interests in other roads or parts of roads, and use the same as parts of their main line, branch or branches, with the consent of the

Directors of such companies. And it shall also be lawful for other companies, now or hereafter incorporated, to unite with this road, branch or branches, with the consent of its Directors. And such union of interests, and all necessary running arrangements, between this and other companies, may be consummated upon such terms and conditions as may be agreed by the respective parties. And this charter shall extend over all roads or parts of roads which this company may purchase, and supersede other charters of said roads or parts of roads, if this company so elect. And where interests in other roads or parts of roads are acquired, this charter may apply to such roads or parts of roads to the extent of the interests so acquired, as the parties may agree.

§ 5. The said railroad company shall have the same rights and privileges of prosecution; and any person or persons shall be liable to the same penalties and forfeitures for injuries, intrusions, obstructions, and hindrances, done and committed upon the real or other property of said company, or otherwise to the prejudice of said company, as are provided in the laws incorporating the Louisville and Frankfort railroad company, and acts amendatory thereto, or of any and all other railroad companies incorporated in this Commonwealth.

§ 6. In order to aid the construction of this road and branches, it shall be lawful for any city, county, or town, through which said road or any branch may run, or any city, county, or town adjacent thereto, including Newport, Covington, Paris, Richmond, Winchester, and Mt. Vernon, and the counties along the line of railroad from Covington to Paris, to make donations to said railroad company, and subscribe for the capital stock and bonds thereof, to such amounts, payable at such times and on such conditions as may be proposed by the company or its agents, and ratified by a majority of the voters of said city, county, or town, voting upon the propositions respectively submitted to them. And upon the application of said company or its agents, it shall be the duty of the Mayors of the respective cities, and chief officer of said towns, and county judges of such counties respectively so applied to, to give public notice, designating a day and causing polls to be opened at all the voting places in said cities, counties, or towns, and cause a vote to be taken by the qualified voters, for and against the respective propositions submitted; of which notice shall be given within ten days after such application is made; and the times and places for such voting shall be published in the manner now required by law in the election of members for the Legislature, for at least three weeks preceding the day of such voting; and it shall be the duty of the officers now required by law to appoint judges, clerks, and other officers, to superintend and conduct said votings or elections in the cities and counties, with such powers and under such regulations as are prescribed and given to them at other city and county elections; and to make their returns as at other elections. The Mayors, chief officers of towns, and county judges, shall examine and compare the polls of the vote taken in their respective cities, counties, or towns, and declare and certify the result thereof, which, if in favor of the proposition submitted, shall be recorded in the city or county clerk's office of the respective cities and counties. And the propositions so accepted shall constitute obligations on said cities, counties, and towns respectively, the full performance of which may be enforced as other contracts.

§ 7. And upon the compliance of said railroad company with the stipulations of the respective propositions so ratified by said cities, counties, and parts of counties, the mayor and council of said cities, trustees of said towns, and county courts of said counties, shall levy upon all the property

of said cities, counties, and parts of counties, subject to State revenue tax, *ad valorem* taxes sufficient to pay the various sums agreed to be paid as they become due, allowing for the usual delinquencies in collections and commissions to officers; and any deficiency shall be made up from the funds usually raised by county levy in the counties, and in the cities from the city treasury, and any surplus shall be turned over to such funds. And they shall cause the collections to be made by the same officers, under the necessary bonds and securities, with the same power and authority granted, and under the same liabilities imposed by law, as other taxes are collected in said cities, towns, and counties, and paid over to said railroad company. And the mayor and council of said cities, trustees of said towns, and county courts of said counties respectively, are hereby fully empowered and authorized to do all other things necessary to carry out all contracts between their several cities, counties, towns, and parts of counties and the railroad company, made in pursuance of this and the foregoing section.

§ 8. Should the company so determine, they shall have full power and authority to issue and sell their bonds, in such form, at such times, and to such amounts, and payable at such times and places, with interest (not to exceed ten per cent. per annum, payable half-yearly), as they think proper. And they may secure the same by mortgage or deed of trust upon said road, branches, and machinery, and all the property, assets, franchises, rights and privileges of said company, conditioned upon the punctual payment of the interest and principal of said bonds when due, with authority for the trustees to sell said road, property, assets, &c., to raise the amount due for such interest or principal, if not punctually paid, upon such terms and notice as shall be declared in the mortgage or deed of trust. And the purchaser shall be entitled to all the franchises, rights and privileges of this charter, and subject to its obligations and restrictions. And said bonds shall not exceed in amount thirty thousand dollars per lineal mile for the main line of said road and branches, and bridges rated as in the foregoing section.

§ 9. Said railroad company may construct or purchase and own a telegraph line near their road and branches, or may become owners of stock in any company which may construct such line of telegraph.

§ 10. Said railroad company may charge for receiving, forwarding, and storing such articles and packages as may be consigned to them or deposited in their warehouses, or with their agents, for safe-keeping or to be forwarded; and they may establish by their by-laws rates of storage and other fees for such services. And said company may establish an express company over their line of railroad, branches and connections, and become owners of stock in such a company, with the usual privileges of such companies, and subject to the usual restrictions upon them.

§ 11. Said railroad company may receive and enjoy any corporate rights, franchises, and privileges in other States which they may receive from the Legislatures thereof, or which they may acquire therein, not inconsistent with this charter or the laws of this Commonwealth.

§ 12. That said company shall be entitled to collect such tolls and rates for travel and transportation over their road and branches as their board of directors may adopt and order to be charged, not to exceed the rates of tariff now established by law for the Lexington and Frankfort and the Louisville and Frankfort railroad companies, except the ten per cent. extra allowed those companies in an act for their benefit passed February 14th, 1865.

§ 13. The company may purchase, and, by voluntary grants, receive and take, and by their officers, agents, engineers, contractors, and work-

men, enter upon, examine, survey, take possession of, hold, and appropriate and use, any land and other property, and any earth, water, timber, gravel, stone, or other material, and any right of way and interests, that may be necessary or useful for the construction, operation, and maintenance of their railroad and branches, side-track, stations, depots, and other accommodations necessary to accomplish the objects for which this corporation is created: *Provided*, The company shall not take possession of, or change or alter the same, until the compensation therefor, as agreed upon by the parties, or ascertained as hereinafter prescribed, shall have been paid or tendered to the owner or owners thereof, or his or their authorized agent.

§ 14. In case the company cannot obtain, by purchase or grant, the land, right of way, or materials necessary for the construction, maintenance, and use of their railway and branches, they may obtain the same in the manner prescribed by the Revised Statutes of this Commonwealth, in chapter one hundred and three, title "Turnpike and Plank Roads."

§ 15. Whenever fifty thousand dollars of the capital stock shall have been subscribed, the stockholders, or a majority in interest, in person or by proxy, shall meet in the city of Paris, at such place and time as they may appoint; and the majority in interest then present shall proceed to elect from their own number or otherwise a board of seven Directors, to manage the affairs of said company; and said Directors shall elect from their own body a President for said company. In all elections or proceedings by stockholders (except the annual meetings) the majority in interest, in person or represented, shall form a quorum to do business; and every stockholder shall be entitled to one vote for each share of stock owned or held by him, her, or it, and may depute by writing any other stockholder to vote and act as his, her, or its proxy. The stockholders present shall appoint judges of the elections of Directors; and the President and Directors shall hold their offices until their successors are elected, subject to the by laws of the company.

§ 16. The Directors shall be chosen annually by the stockholders present or represented, at such convenient place in Paris as the President and Directors may designate, on the second Tuesday in May of every year. The Directors of said company, or a majority of them, shall allow the President such compensation for his services as they may deem proper; and if any vacancy shall occur by death, resignation, neglect, or refusal to act, of any President or Director, before his term of office has expired, a person to fill such vacancy may be appointed by the President and Directors, or a majority of them. And all elections which are, by this act, or the by-laws of said company, to be made on a particular day, or at a particular time, if not made on such day or at such time, may be made at any time within thirty days thereafter.

§ 17. A general meeting of the stockholders may be called at any time during the interval between the annual meetings, by the President and Directors, or a majority of them, or by the stockholders owning at least one fourth of the whole stock subscribed, upon giving thirty days public notice of the time and place of holding the same, which shall be in Lexington or Covington, and named in the advertisement; and when such meeting is called, the notice shall specify the particular object of the call; and if, at any such called meeting, a majority in interest of the stockholders of such company are not present, in person or by proxy, such meeting may be adjourned from time to time, for any period not exceeding three days, without transacting business; and if within that time stockholders

having a majority in value of the stock subscribed do not attend, such meeting shall be dissolved.

§ 18. At the regular meetings of the stockholders of said company, it shall be the duty of the President and Directors for the preceding year to exhibit a clear and distinct statement of the affairs of the company for the preceding year; and at any called meeting of the stockholders as aforesaid, a majority in value of the attending stockholders may require similar statements from the President and Directors, whose duty it shall be to furnish them when thus required. At any general meeting of the stockholders, a majority in interest of those present may remove from office the President or any Director, and fill up vacancies to the extent required.

§ 19. Said President and Directors shall annually or semi-annually declare and make such dividend as they may deem proper of the net profits arising from the business of said company, after deducting the necessary current and probable contingent expenses; and they shall divide the same among the stockholders of said company in proportion to their respective shares, and may make stock dividends if the company so determine.

§ 20. Any President and Director of said company, before he acts as such, shall swear or affirm (as the case may be) that he will well and truly discharge the duties of his said office to the best of his skill and judgment.

§ 21. The President and Directors of said company may appoint such officers, engineers, agents, and servants as they deem necessary for the transaction of the business of the company, and may remove any of them at pleasure, and determine their compensation, with such bonds and securities, and under such penalties as they may deem proper, upon which recovery may be had for the breach of the conditions thereof. And they, the President and Directors, and their agents, are further empowered, under the name of, and for the company, to carry out all the provisions of this act, except such as are especially reserved therein for the direct action of the stockholders, and such as a majority in value of the stockholders may elect to reserve for themselves and such other officers and agents as they may appoint.

§ 22. The rate of taxation on this road shall be the same as that fixed by law on other taxable property for the public revenue, and the valuation shall not exceed $20,000 per lineal mile of finished road. And the tax shall be paid by the company into the State Treasury on or before the first day of December in each year: *Provided*, That no tax shall be demanded of said company until said road is completed.

§ 23. Said company shall begin work on their road within two years, and complete the same within ten years from the passage of this act.

§ 24. This act shall take effect from and after its passage.

The amendment heretofore proposed reads as follows, viz:

Amend by striking out sections 5 and 22.

Which was adopted.

Amend the bill further by striking out the words "it shall be the duty of," in the 10th line of the 6th section; strike out the word "to" between the words "to" and "give," in the 12th line of same section, and insert the word "may."

Which were adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grainger and Thompson, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	T. W. Hammond,	John A. Prall,
William S. Botts,	James Harrison,	George C. Rifle,
Tho. P. Cardwell,	O. P. Johnson,	B. W. Stone,
F. L. Cleveland,	Henry C. Lilly,	Philip Swigert,
Milton J. Cook,	John J. Landram,	H. Thompson,
A. D. Cosby,	J. D. Landrum,	I. C. Winfrey,
Evan M. Garriott,	W. W. McKenzie,	C. T. Worthington,
James W. Gorin,	John W. F. Parker,	George Wright—26.
W. C. Halbert,	Elijah Patrick,	

Those who voted in the negative, were—

J. M. Bigger, Wm. A. Dudley, W. H. Grainger—3.

Resolved, That the title of said bill be as aforesaid.

On motion, indefinite leave of absence was granted to Messrs. Hammond and Patrick.

Mr. Helm, from the Committee on Federal Relations, to whom was referred a series of resolutions from the House of Representatives in relation to Federal Affairs, reported the same, with an amendment as a substitute therefor.

Ordered, That said resolutions and proposed amendment be printed.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to amend an act, entitled "An act to provide for the arrearages of pay due deceased soldiers," approved August 31, 1862.

An act to repeal all laws requiring the payment of a military tax in this Commonwealth.

An act to authorize a loan by the Commissioners of the Sinking Fund to the State to supply deficiencies in the revenue.

An act to amend the law of appeal from county courts.

An act to charter the Henry Clay Gold and Silver Mining Company.

An act to incorporate the Paducah Mount Hope Cemetery.

An act to incorporate Bewleyville Lodge, No. 228, Free and Accepted Masons.

An act to amend the charter of the town of Germantown.

An act to amend the charter of the Kentucky Silver Lead Mining Association.

An act to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Flemingsburg," approved February 4th, 1857.

An act to incorporate the Louisville Burial Association.

An act to change the name of the Phœnix Manufacturing Company of Louisville.

An act to incorporate the Washington Street Colored Baptist Church of Paducah.

An act to incorporate the town of Shelby City, in the county of Boyle.

An act for the benefit of the town of Mayfield.

An act to amend the charter of the Licking Valley Fire and Marine Insurance Company.

An act to incorporate the Paducah Eastport Cumberland River Packet Company.

An act to amend the police laws of the town of Warsaw.

An act to charter the Grand Consistory of Kentucky and its subordinates.

An act to consolidate the towns of Jamestown and Brooklyn, in Campbell county, and incorporate the city of Dayton.

An act to amend an act, entitled "An act to charter the city of Cynthiana," approved March 9th, 1854.

An act to incorporate the Louisville and Carrollton River Packet Company.

An act to amend an act incorporating the Paducah Southern Iron Works, approved January 26, 1858, and an act amendatory thereof, approved February 22, 1860.

An act to incorporate the Paducah and Florence Packet Company.

An act to incorporate the Paducah Steamboat Building Company.

An act to amend the charter of the city of Covington.

An act to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Flemingsburg."

An act to amend the charter of the Louisville Chemical Works.

An act to amend the charter of the town of Greenupsburg.

An act to amend the charter of the Evansville, Henderson, and Nashville railroad company, approved 29th January, 1867.

An act for the benefit of the devisees of Nancy Dunlap, a woman of color.

An act to incorporate the Rotary Pump and Engine Company of Covington.

An act to amend an act, entitled "An act to incorporate the Elk Fork Petroleum, Coal, Salt, and Iron Manufacturing Company," approved June 3, 1865.

An act to provide for the removal of the county seat of Kenton county.

An act to incorporate the Louisville and Jefferson County railway company.

An act to fix the rent of the Kentucky Penitentiary.

An act for the benefit of the Kentucky Penitentiary.

An act to regulate the time of holding the courts of common pleas in the 1st, 3d, and 14th judicial district.

An act to incorporate the Washington Fire Company of Flemingsburg.

An act to charter the Cornwall Candle Factory.

An act to establish the boundaries and taxable limits and to amend the charter of the city of Louisville.

An act to incorporate the Kentucky Coal, Iron, and Manufacturing Company.

With amendments to the last seven named bills.

That they had concurred in the amendments proposed by the Senate to bills from the House of Representatives of the following titles, viz:

An act to incorporate the Louisville Transfer railway company.

An act to incorporate the Louisville Courier Printing Company.

An act to amend an act, entitled "An act to establish a criminal court in the 9th judicial district," approved February 5, 1866.

That they had passed bills and resolutions of the following titles, viz:

1. An act for the benefit of T. Fowler, &c.

2. An act to authorize sheriffs and other collecting officers to receive United States notes and the notes of National Banks in payment of public taxes, &c., and directing the Treasurer to disburse the same.

3. An act in regard to Home Guard and other arms in the hands of citizens of this State.

4. An act to compel manufacturers of goods, wares, and merchandise to print or place on each article the name of the firm and where manufactured.

5. An act to amend section 9, article 25, chapter 28, of the Revised Statutes.

6. An act to provide certain books for the use of the Bath circuit and county courts.

7. An act legalizing certain proceedings of the Garrard circuit court for the benefit of Jas. H. Buford, Elizabeth Buford, and John H. West.

8. An act to incorporate the Farmers' and Merchants' Exchange of Lexington.

9. An act to amend the charter of the town of Bowling Green.

10. An act to incorporate the J. Speed Smith Lodge, No. 298, Free and Accepted Masons, of Willisburg, Washington county.

11. An act to amend the charter of the Winchester and Lexington turnpike road company.

12. An act to incorporate the Texas Academy, at Texas, Washington county.

13. An act to incorporate Fairview Lodge, No. 214, Free and Accepted Masons.

14. An act to incorporate the Pine Knob turnpike road company.

15. An act to incorporate the St. Louis and Nashville railroad company.

16. An act to incorporate the Worthville, Port Royal, and Newcastle turnpike road company.

17. An act to authorize the city of Henderson to issue bonds for railroad purposes.

18. An act to incorporate the Louisville Commercial Company.

19. An act to amend the charter of the Paris and Georgetown turnpike road company.

20. An act to incorporate the Pleasureville and Demaree's Store turnpike road company.

21. An act to amend the charter of the Ruddle's Mill and Shawhan's Station turnpike road company.

22. An act to amend the charter of the city of Paris.

23. An act to incorporate the Cooper's Run turnpike road company.

24. An act to incorporate the Paris and Ruddle's Mill turnpike road company.

25. An act to incorporate the Jacksonville and Newtown turnpike road company.

26. An act to incorporate Cedar Bluff College, in Simpson county.

27. An act to incorporate Murray Lodge, No. 105, of Free and Accepted Masons, in the town of Murray, county of Calloway.

28. An act to incorporate the Richenour turnpike company in the county of Campbell.

29. An act to incorporate the Louisville Journal Company.

30. An act to amend the charter of the city of Newport.

31. An act to amend the laws of Georgetown.

32. An act for the benefit of the Parksville turnpike road company.

33. An act to incorporate the town of Petersburg.

34. An act supplemental to an act to incorporate the Owensboro and Russellville railroad company.

35. An act to incorporate the Eva Gold Mining Company.

36. An act to incorporate the town of Parksville, in Boyle county.

37. An act to incorporate Jerusalem Lodge, No. 9, Ancient York Masons.

38. An act to incorporate the West Union Sons of Louisville.

39. An act to charter the Kentucky Wine Company.

40. An act to amend an act, entitled "An act to incorporate the Montgomery and Bath Counties Associated turnpike road company."

41. An act to provide for election of all officers of the city of Newport.

42. An act to incorporate the Murray Royal Arch Chapter, No. 92, of Free and Accepted Masons, of the town of Murray.

43. An act to amend an act, entitled "An act to incorporate the town of Woodham, Warren county, Kentucky."

44. An act to incorporate the Auction Mart Association, of Louisville.

45. An act to incorporate the Louisville Marine Association.

46. An act to incorporate the Ætna Shale Oil Company.

47. An act to amend the charter of the town of Horse Cave, in Hart county.

48. An act to incorporate the Parker Vein Shale and Oil Company.

49. An act to incorporate T. W. Wash Lodge, No. 433, Free and Accepted Masons, of Boyle county.

50. An act to incorporate Deaver Lodge, No. 394, Free and Accepted Masons, of Casey county.

51. An act to incorporate Liberty Royal Arch Chapter, No. 84.

52. An act to incorporate the Lancaster City Hall Association.

53. An act to incorporate the town of Harmony, in Owen county.

54. An act to incorporate the Pleasant View Baptist Church, in Owen county.

55. An act to amend an act, entitled "An act to incorporate the Mt. Sterling, Winchester, Owingsville, and Jeffersonville turnpike road company," approved March 1st, 1848.

56. An act concerning the limits of the town of Harrodsburg.

57. An act to change the corporate limits of the town of Catlettsburg.

58. An act to repeal an act, entitled "An act to divide Poosey precinct, in Madison county," approved February 13th, 1866.

59. An act for the benefit of Mary D. Woodward.

60. An act to change the line between Breathitt and Wolfe counties.

61. An act to amend an act to incorporate the town of London.

62. An act for the benefit of Archie Austin, of the county of Josh Bell.

63. An act to amend the law in relation to the selection and payment of jail guards.

64. Resolution directing the Secretary of State to furnish certain books.

65. Resolution for the benefit of Ezra Younglove, a soldier of the war of 1812.

Which bills and resolutions were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolutions being dispensed with, they were referred—the 1st, 2d, 63d, and 64th to the Committee on Finance; the 3d and 65th to the Committee on Military Affairs; the 4th, 9th, 18th, 29th, 30th, 31st, 33d, 35th, 36th, 38th, 39th, 41st, 43d, 44th, 45th, 46th, 47th, 48th, and 59th to the Committee on the Judiciary; the 5th, 10th, 13th, 27th, 37th, 42d, 49th, 50th, 51st, 52d, 53d, 56th, and 57th to the Committee on Revised Statutes; the 6th to the Committee on County Courts; the 7th and 22d to the Committee on Circuit Courts; the 8th to the Committee on Banks; the 11th, 14th, 15th, 16th, 17th, 19th, 20th, 21st, 23d, 24th, 25th, 28th, 32d, 34th, 40th, and 55th to the Committee on Internal Improvement; the 12th and 26th to the Committee on Education; the 54th to the Committee on Religion; the 58th to the Committee on Privileges and Elections, and the 60th, 61st, and 62d to the Committee on Propositions and Grievances.

A message was received from the House of Representatives, announcing that they adhered to their first proposed amendment to a bill from the Senate, entitled

An act to apportion representation in the Senate and House of Representatives.

And requested that a committee be appointed on the part of the Senate, to act in conjunction with the committee appointed on the part of the House of Representatives, to confer in relation to the disagreement between the two Houses in relation to said proposed amendment.

Whereupon, Messrs. Bruner, Harrison, and Cleveland were appointed said committee.

After a short time, a message was received from the House of Representatives, announcing that the Committee of Conference had recommended that the House of Representatives should recede from their proposed amendment to said bill, and that thereupon the House of Representatives had receded from their first proposed amendment.

Mr. C. T. Worthington, from the Committee on Finance, asked to be discharged from the further consideration of a leave to them referred to bring in a bill for the benefit of Ann E. Broadus.

Which was granted.

Ordered, That said leave be referred to the Committee on the Judiciary.

Mr. O. P. Johnson, from the Committee on Finance, to whom was referred a bill for the benefit of the sureties of W. A. L. B. Sharp, late sheriff of Estill county,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be engrossed and read a third time, it was decided in the negative.

So said bill was rejected.

Mr. O. P. Johnson, from the same committee, asked to be discharged from the further consideration of a leave to them referred to bring in a bill for the benefit of Gilman Trafton.

Which was granted.

The Senate took up for consideration a bill to incorporate the Cincinnati, Lexington, and East Tennessee railroad,

Together with the amendments heretofore proposed.

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the name of the Lexington and Southern Kentucky Railroad Company is hereby changed to the Cincinnati, Lexington, and East Tennessee Railroad Company; and as such, the stockholders thereof, with their future associates, successors, and assigns, shall have perpetual succession, and be

an incorporated company, as capable in law as natural persons to contract and be contracted with, sue and be sued, in all courts of law and equity in this Commonwealth or elsewhere; to have a common seal, and alter or abolish the same at pleasure; to acquire, by purchase or otherwise, hold and convey, real and personal estate; to make by-laws, and have all rights, powers, and privileges which such corporations may lawfully have, with power to complete, use, and maintain their line of railway, or any part thereof, from Lexington, by Nicholasville, to any point they may select on the Southern boundary line of Kentucky, and connect with any railway from that direction, and to extend their line of railway from Lexington, through Scott and Grant counties, to the Ohio river opposite the city of Cincinnati, or any part thereof, on such route as they may select; and may purchase the line of railway now existing between Lexington and Covington, or consolidate therewith, with a branch or branches in any direction, and from any point or points on said route or line of road south of Lexington they may think proper; provided the construction of such branch or branches does not materially impair the vested rights of other corporations, and no branch is over twenty-five miles long; with as many tracks, side-tracks, and turn-outs as they think requisite; with a roadway not more than sixty-six feet in width, except where more is necessary for the construction and use of the railway; with all other appendages necessary for the convenient use of said railway and branches.

§ 2. The said railroad company shall have the same rights and privileges of prosecution; and any person or persons shall be liable to the same penalties and forfeitures for injuries, intrusions, obstructions, and hindrances, done and committed upon the real or other property of said company, or otherwise to the prejudice of said company, as are provided in the laws incorporating the Louisville and Frankfort railroad company, and acts amendatory thereto, or of any and all other railroad companies incorporated in this Commonwealth.

§ 3. It shall be lawful for this company to unite their road, branch or branches, with any other railroad or railroads, or portions of railroads, and to acquire interests in other roads or parts of roads, and use the same as parts of their main line, branch or branches, with the consent of the Directors of such companies. And it shall also be lawful for other companies, now or hereafter incorporated, to unite with this road, branch or branches, with the consent of its Directors. And such union of interests, and all necessary running arrangements, between this and other companies, may be consummated upon such terms and conditions as may be agreed by the respective parties And this charter shall extend over all roads or parts of roads which this company may purchase, and supersede other charters of said roads or parts of roads, if this company so elect. And where interests in other roads or parts of roads are acquired, this charter may apply to such roads or parts of roads to the extent of the interests so acquired, as the parties may agree.

§ 4. The capital stock of this company shall be any amount the company may determine, not to exceed thirty thousand dollars per lineal mile of their main line and branches, except the bridges over the Kentucky and Cumberland rivers, each of which is hereby declared to be equal in value to ten miles of railroad, and shall be so regarded in amount of capital stock, and in all charges for transportation and business done on or over the same. The capital stock of said company shall be divided into shares of one hundred dollars each, and may be sold by the company and purchased or subscribed for by any city, county, corporation, or individual, upon such terms and conditions as the company by its by-laws direct, and

shall be vendible and assignable in any manner said by laws may prescribe.

§ 5. Should the company so determine, they shall have full power and authority to issue and sell their bonds, in such form, at such times, and to such amounts, and payable at such times and places, with interest (not to exceed ten per cent. per annum, payable half yearly), as they think proper. And they may secure the same by mortgage or deed of trust upon said road, branches, and machinery, and all the property, assets, franchises, rights and privileges of said company, conditioned upon the punctual payment of the interest and principal of said bonds when due, with authority for the trustees to sell said road, property, assets, &c., to raise the amount due for such interest or principal, if not punctually paid, upon such terms and notice as shall be declared in the mortgage or deed of trust. And the purchaser shall be entitled to all the franchises, rights and privileges of this charter, and subject to its obligations and restrictions. And said bonds shall not exceed in amount thirty thousand dollars per lineal mile for the main line of said road and branches, and bridges rated as in the foregoing section.

§ 6. In order to aid the construction of this road and branches, it shall be lawful for any city, county, or part of a county, through which said road or any branch may run, or any city, county, or part of a county adjacent thereto, including the cities of Newport, Covington, and Lexington, and the counties along the line of railroad from Covington to Lexington, to make donations to said railroad company, and subscribe for the capital stock and bonds thereof, to such amounts, payable at such times and on such conditions as may be proposed by the company or its agents, and ratified by a majority of the voters of said city, county, or part of a county, voting upon the propositions respectively submitted to them. And upon the application of said company or its agents, it shall be the duty of the Mayors of the respective cities, and county judges of such counties respectively so applied to, to give public notice, designating a day and causing polls to be opened at all the voting places in said cities, counties, or parts of counties, and cause a vote to be taken by the qualified voters, for and against the respective propositions submitted; of which notice shall be given within ten days after such application is made; and the times and places for such voting shall be published in the manner now required by law in the election of members for the Legislature, for at least three weeks preceding the day of such voting; and it shall be the duty of the officers now required by law to appoint judges, clerks, and other officers, to superintend and conduct said votings or elections in the cities and counties, with such powers and under such regulations as are prescribed and given to them at other city and county elections; and to make their returns as at other elections. The mayors and county judges shall examine and compare the polls of the vote taken in their respective cities, counties, or parts of counties, and declare and certify the result thereof, which, if in favor of the proposition submitted, shall be recorded in the city or county clerk's office of the respective cities and counties. And the propositions so accepted shall constitute obligations on said cities, counties, and parts of counties respectively, the full performance of which may be enforced as other contracts.

§ 7. And upon the compliance of said railroad company with the stipulations of the respective propositions so ratified by said cities, counties, and parts of counties, the mayor and council of said cities, and county courts of said counties, shall levy upon all the property of said cities, counties, and parts of counties, subject to State revenue tax, *ad valorem*

taxes sufficient to pay the various sums agreed to be paid as they become due, allowing for the usual delinquencies in collections and commissions to officers; and any deficiency shall be made up from the funds usually raised by county levy in the counties, and in the cities from the city treasury; and any surplus shall be turned over to such funds. And they shall cause the collections to be made by the same officers, under the necessary bonds and securities, with the same power and authority granted, and under the same liabilities imposed by law, as other taxes are collected in said cities and counties, and paid over to said railroad company. And the mayor and council of said cities, and county courts of said counties respectively, are hereby fully empowered and authorized to do all other things necessary to carry out all contracts between their several cities, counties, and parts of counties, and the railroad company, made in pursuance of this and the foregoing section.

§ 8. Said railroad company may construct or purchase and own a telegraph line near their road and branches, or may become owners of stock in any company which may construct such line of telegraph.

§ 9. Said railroad company may charge for receiving, forwarding, and storing such articles and packages as may be consigned to them or deposited in their ware-houses, or with their agents, for safe-keeping, or to be forwarded; and they may establish by their by-laws rates of storage and other fees for such services. And said company may establish an express company over their line of railroad, branches and connections, and become owners of stock in such a company, with the usual privileges of such companies, and subject to the usual restrictions upon them.

§ 10. Said railroad company may receive and enjoy any corporate rights, franchises, and privileges in other States which they may receive from the Legislatures thereof, or which they may acquire therein, not inconsistent with this charter or the laws of this Commonwealth.

§ 11. Said company, its officers, engineers, agents, contractors, or employees, may enter upon, survey, use, excavate, or fill up, any land which may be required for the site of said road, branch or branches, or the depots, warehouses, machine shops, or wharves thereof, and for the construction, use, or repair of the same, or its works and appurtenances; and may take and use any earth, timber, stone, gravel, or other material, which may be useful and necessary for the construction, use, or repairs of the same; may cross roads and streams, and change the same when necessary; and may construct and have tunnels, bridges, and wharves, provided said bridge or bridges shall not materially and continually obstruct the navigation of any navigable stream.

§ 12. That upon the application of said company or its agents to the presiding judge of the county court of the several counties through which said road or its branches may be surveyed, the presiding judge of such court shall appoint two impartial commissioners, whose duty it shall be, with an engineer of the company, to take from the owners and proprietors of lands, or those having an interest therein, and through which it is proposed that said road or any part thereof shall pass, a grant of the use and right of way through the same, and of grounds for depots, warehouses, machine shops, and buildings; and said engineer and commissioners, or either of them, shall have the same power to take acknowledgments of the grantor that clerks of the county court now have; also to take privy examinations of married women, and certify such acknowledgments. And it shall be the duty of the county clerk to receive and record the said grants and certificates the same as other deeds; and such grants, so certified, shall vest in said company all the rights thereby expressed or

intended; and any or all grants to the said company may be for the fee of the lands granted, or any lesser estate, and may include the full and absolute right and disposal of all the earth, stone, gravel, fuel, timber, and materials so granted to said company, provided that said company may acquire said grants by contract or purchase, on such terms as may be agreed with the proprietors.

§ 13. That in all cases where the owners and proprietors of lands shall fail or refuse to grant or sell the right of way, or grounds for the depots, warehouses, work-shops, side-tracks, turnouts, bridges, &c., required for said road, it shall be lawful for said engineer and commissioners, or any two of them, and it shall be their duty, from their own view and such proof as shall be presented, to value the land required for the road separately, and the advantages the road will be to the adjoining lands of the proprietors separately, and the disadvantages to such adjoining lands separately, and make report of the same, together with a description of such land so required, and a map of the road through such county, to the clerk of the county court of such county, with names of the owners of such lands, and their residence, if known, and whether they are adults or infants; and it shall be the duty of the clerk of such county to issue a summons against all such owners, to show cause why the grant of the right of way, or use of such lands, for the purposes aforesaid, shall not be made on the payment of the damages for the land required, if any so reported; and upon the service of such summons upon the owner, if in the county, and if not, upon the agent in the county, if such owner have any, ten days, the presiding judge of the county court shall have jurisdiction on said report, upon the payment of the assessed value of the land and amount of damages, if any, after deducting the value of the assessed advantages to the adjoining land, or tender of the same, or upon a deposit of the same with the clerk of the court, subject to the order of the party entitled thereto, to order a grant of the right of way or use of the land for the purposes aforesaid, to be executed to the company by a commissioner to be appointed by the presiding judge of the court for that purpose: *Provided*, That if the owner is out of the county, and have no known agent in the same, it shall be lawful to send the summons to any county in the State where the owner or his authorized agent may be. But if the owner be not a resident of the State, and have no known agent in it, the presiding judge of the court shall make an order of appearance, by a day named, not less than four weeks, and appoint an attorney to correspond with the owner and defend for him; and when the owner is an infant or a lunatic, the court shall appoint a guardian, *ad litem*, to appear for such infant or lunatic and make defense; and it shall be lawful for the court to take up the case as to any one owner who is before the court, without waiting until all are served with notice: *Provided*, In no case shall the actual value of the land taken by such company be diminished by the estimated advantages to the balance of the land. That said engineer and commissioners, before they proceed to act, shall swear (or affirm, as the case may be) that they will well and truly discharge the duties of their said appointment or office, under this act, to the best of their skill and judgment; and said engineer and commissioners shall receive a fair and reasonable compensation for their services, to be approved by the court, and taxed as a part of the cost; and the sheriff, clerk, and other officers of the court shall have and be entitled to the same fees as they are now entitled by law for like services, to be taxed by the clerk and paid by said company.

§ 14. That it shall be lawful for the company, or for the owner, to traverse the report, or for both to traverse it, and claim a jury to value the land required for any of the purposes mentioned in the foregoing section, and to assess the damages to the adjoining land, and the advantages the road will be to the same, all of which shall be retained separately; and, thereupon, the court shall cause a jury to be empanneled to try the traverse or traverses in open court, and under its direction; and it shall be the duty of the court, on motion of either party, to order an actual view by the jury, under charge of the sheriff, of the premises required; and to order the damages assessed by the jury to be paid, and also the damages to the adjacent land of the proprietors, first deducting therefrom the amount of estimated advantages so assessed, to be paid upon the taking of the same by said company; and the court shall have a right to grant to either party a new trial for the same causes for which new trials are ordinarily granted at law; and either party may appeal to the circuit court of the county; but no appeal shall prevent the company from proceeding to locate and construct their road or branches upon the payment or tender of payment of assessed value of the land and damages: *Provided*, That if the President and Directors of said company, after having selected a route for said railway or branches, find any obstacle to continuing said location either by the difficulty of construction or procuring right of way at reasonable cost, or whenever a cheaper or better route can be had, they shall have power to run the route and change the location. In case of traverse or appeal, the additional cost thereby created shall be adjudged by the court against the unsuccessful party. And in every case when the owner of the land, or other property sought to be condemned, or the owner of any interest therein, is an idiot, lunatic, infant, or unmarried woman, or is absent from the State, and not actually served with process, the judge shall not render judgment or condemnation of such property without the intervention of a jury to assess the value thereof and inquire into the damages, as hereinbefore provided.

§ 15. That said company shall be entitled to collect such tolls and rates for travel and transportation over their road and branches as their board of directors may adopt and order to be charged, not to exceed the rates of tariff now established by law for the Lexington and Frankfort and the Louisville and Frankfort railroad companies, except the ten per cent. extra allowed those companies in an act for their benefit passed February 14th, 1865.

§ 16. The stockholders, or a majority in interest, in person or by proxy, shall meet in the city of Lexington or Covington at such place and time as they may appoint; and the majority in interest then present shall proceed to elect from their own number or otherwise a board of any number, not less than seven nor more than thirteen Directors, as they may from time to time determine, to manage the affairs of said company; and said Directors shall elect from their own body a President for said company. In all elections or proceedings by stockholders (except the annual meetings) the majority in interest, in person or represented, shall form a quorum to do business; and every stockholder shall be entitled to one vote for each share of stock owned or held by him, her, or it, and may depute by writing any other stockholder to vote and act as his, her, or its proxy. The stockholders present shall appoint judges of the elections of Directors; and the President and Directors shall hold their offices until their successors are elected, subject to the by-laws of the company.

§ 17. The Directors shall be chosen annually by the stockholders present or represented, at such convenient place in Lexington or Coving-

ton as the President and Directors may designate, on the second Tuesday in May of every year. The Directors of said company, or a majority of them, shall allow the President such compensation for his services as they may deem proper; and if any vacancy shall occur by death, resignation, neglect, or refusal to act, of any President or Director, before his term of office has expired, a person to fill such vacancy may be appointed by the President and Directors, or a majority of them. And all elections which are, by this act, or the by-laws of said company, to be made on a particular day, or at a particular time, if not made on such day or at such time, may be made at any time within thirty days thereafter.

§ 18. A general meeting of the stockholders may be called at any time during the interval between the annual meetings, by the President and Directors, or a majority of them, or by the stockholders owning at least one fourth of the whole stock subscribed, upon giving thirty days public notice of the time and place of holding the same, which shall be in Lexington or Covington, and named in the advertisement; and when such meeting is called, the notice shall specify the particular object of the call; and if, at any such called meeting, a majority in interest of the stockholders of such company are not present, in person or by proxy, such meeting may be adjourned from time to time for any period not exceeding three days, without transacting business; and if within that time stockholders having a majority in value of the stock subscribed do not attend, such meeting shall be dissolved.

§ 19. At the regular meetings of the stockholders of said company, it shall be the duty of the President and Directors for the preceding year to exhibit a clear and distinct statement of the affairs of the company for the preceding year; and at any called meeting of the stockholders as aforesaid, a majority in value of the attending stockholders may require similar statements from the President and Directors, whose duty it shall be to furnish them when thus required. At any general meeting of the stockholders, a majority in interest of those present may remove from office the President or any Director, and fill up vacancies to the extent required.

§ 20. Said President and Directors shall annually or semi-annually declare and make such dividend as they may deem proper of the net profits arising from the business of said company, after deducting the necessary current and probable contingent expenses; and they shall divide the same among the stockholders of said company in proportion to their respective shares, and may make stock dividends if the company so determine.

§ 21. Any President and Director of said company, before he acts as such, shall swear or affirm (as the case may be) that he will well and truly discharge the duties of his said office to the best of his skill and judgment.

§ 22. The President and Directors of said company may appoint such officers, engineers, agents, and servants as they deem necessary for the transaction of the business of the company, and may remove any of them at pleasure, and determine their compensation, with such bonds and securities, and under such penalties as they may deem proper, upon which recovery may be had for the breach of the conditions thereof. And they, the President and Directors, and their agents, are further empowered, under the name of, and for the company, to carry out all the provisions of this act, except such as are especially reserved therein for the direct action of the stockholders, and such as a majority in value of the stockholders

may elect to reserve for themselves and such other officers and agents as they may appoint.

§ 23. The rate of taxation on this road shall be the same as that fixed by law on other taxable property for the public revenue, and the valuation shall not exceed $20,000 per lineal mile of finished road. And the tax shall be paid by the company into the State Treasury on or before the first day of December in each year: *Provided*, That no tax shall be demanded of said company until said road is completed.

§ 24. Said company shall begin work on their road within two years, and complete the same within ten years from the passage of this act.

§ 25. This act shall take effect when accepted by the stockholders of the Lexington and Southern Kentucky Railroad Company, or a majority in interest of the owners thereof, who shall act upon it within ninety days from its passage; and upon its adoption, all other acts relating to said Lexington and Southern Kentucky Railroad Company are hereby repealed.

§ 26. Should said company build their main line by Lancaster, they shall still have power to finish the line from Nicholasville by Danville to the extension of the Lebanon Branch Railroad.

The first amendment proposed by Mr. Cleveland reads as follows, viz:

Amend the bill by striking out the following:

On page 1st, after the word "direction," in the 13th line, to and including the word "thereof," in the 15th line.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Carlisle and Wright, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	Wm. H. Grainger,	Henry C. Lilly,
John B. Bruner,	James Harrison,	W. W. McKenzie,
F. L. Cleveland,	Wm. Johnson,	George Wright—10.
James W. Gorin,		

Those who voted in the negative, were—

R. T. Baker,	O. P. Johnson,	B. W. Stone,
J. M. Bigger,	John J. Landram,	Philip Swigert,
John G. Carlisle,	John W. F. Parker,	Harrison Thompson,
Evan M. Garriott,	Elijah Patrick,	I. C. Winfrey,
W. C. Halbert,	John A. Prall,	C. T. Worthington,
John L. Helm,	George C. Riffe,	W. J. Worthington—18.

The second amendment proposed by Mr. Cleveland reads as follows viz:

Strike out the 15th section, and insert the following:

That said company shall be entitled to collect such tolls and rates of travel and transportation over their road and branches as their board of directors may adopt and order to be charged, not to exceed at any time the rates authorized by law to be charged by the Covington and Lexington railroad or Kentucky Central railroad.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cleveland and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	William H. Grainger,	B. W. Stone,
John B. Bruner,	James Harrison,	Philip Swigert,
F. L. Cleveland,	Wm. Johnson,	W. J. Worthington—11.
James W. Gorin,	Henry C. Lilly,	

Those who voted in the negative, were—

R. T. Baker,	John L. Helm,	Elijah Patrick,
Wm. S. Botts,	O. P. Johnson,	George C. Riffe,
John G. Carlisle,	John J. Landram,	Harrison Thompson,
Jos. H. Chandler,	J. D. Landrum,	I. C. Winfrey,
Milton J. Cook,	W. W. McKenzie,	C. T. Worthington,
Evan M. Garriott,	John W. F. Parker,	George Wright—19.
W. C. Halbert,		

The amendment heretofore moved by Mr. Worthington reads as follows, viz:

Amend section 26, in the 1st and 2d lines thereof, by striking out after the word "shall," the words "still have power."

Which was adopted.

The first amendment heretofore proposed by Mr. J. J. Landram reads as follows, viz:

Add to the 7th section the following:

That the 6th and 7th sections of the act shall not apply to the counties of Boone and Grant.

And the question being taken thereon, it was decided in the negative.

The second amendment proposed by Mr. Landram reads as follows, viz:

Add to the 24th section the following proviso:

Provided, That, if said company does not *bona fide* commence work to build said road within two years after the passage of this act, the charter hereof shall be null and void, and have no further force or effect.

Which was adopted.

Mr. Cleveland then moved the following:

Add the following as an additional section to the bill:

That the 23d section of an act, approved March 2d, 1860, entitled "An act to incorporate the Lexington and Kentucky railroad company," be, and the same is hereby, repealed.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Grainger and Wright, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	John J. Landram,	B. W. Stone,
J. M. Bigger,	J. D. Landrum,	Philip Swigert,
Jno. G. Carlisle,	W. W. McKenzie,	Harrison Thompson,
Evan M. Garriott,	John W. F. Parker,	I. C. Winfrey,
James W. Gorin,	Elijah Patrick,	C. T. Worthington,
W. C. Halbert,	John A. Prall,	W. J. Worthington—20.
O. P. Johnson,	George C. Riffe,	

Those who voted in the negative, were—

John B. Bruner,	Wm. H. Grainger,	Wm. Johnson,
Joseph H. Chandler,	James Harrison,	Henry C. Lilly,
F. L. Cleveland,	John L. Helm,	George Wright—9.

Resolved, That the title of said bill be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. C. T. Worthington, from the Committee on Finance—

An act for the benefit of Green, Marshall & Co.

By same—

An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

By same—

An act for the benefit of Alfred Kelly and others.

By Mr. Lilly, from the same committee—

An act to extend the provisions of an act, entitled "An act for the benefit of Hezekiah Combs, late sheriff of Perry county."

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. O. P. Johnson, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of James M. Harper and Mary Johnson, widow of James A. Johnson, deceased,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time.

[*For bill—see Session Acts*, 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	W. C. Halbert,	John W. F. Parker,
J. M. Bigger,	T. W. Hammond,	Elijah Patrick,
Wm. S. Botts,	James Harrison,	George C. Riffe,
John G. Carlisle,	John L. Helm,	B. W. Stone,
Joseph H. Chandler,	O. P. Johnson,	Philip Swigert,
F. L. Cleveland,	Wm. Johnson,	H. Thompson,
Milton J. Cook,	Henry C. Lilly,	I. C. Winfrey,
Evan M. Garriott,	John J. Landram,	C. T. Worthington,
James W. Gorin,	J. D. Landrum,	W. J. Worthington,
Wm. H. Grainger,	W. W. McKenzie,	George Wright—30.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

Mr. O. P. Johnson, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act to appropriate money to defray expenses of suit of Missouri vs. Kentucky,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time.

[*For bill—see Session Acts*, 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	T. W. Hammond,	John W. F. Parker,
J. M. Bigger,	James Harrison,	Elijah Patrick,
William S. Botts,	John L. Helm,	John A. Prall,
John G. Carlisle,	O. P. Johnson,	Philip Swigert,
Jos. H. Chandler,	Wm. Johnson,	C. T. Worthington,
Evan M. Garriott,	Henry C. Lilly,	W. J. Worthington,

Wm. H. Grainger, John J. Landram, George Wright—23.
W. C. Halbert, W. W. McKenzie,

Those who voted in the negative, were—

F. L. Cleveland, J. D. Landrum, I. C. Winfrey—5.
Milton J. Cook, George C. Riffe,

Resolved, That the title of said bill be as aforesaid.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act for the benefit of B. F. Jameson, sheriff of Hart county.

An act for the benefit of the estate of George Brownfield, late clerk of the Larue circuit court.

An act to amend an act, entitled "An act to incorporate the Kentucky Insurance Company," approved March 4, 1865.

An act to incorporate the Louisville and New Orleans Packet Company.

An act for the benefit of Cleveland & Snodgrass.

An act to amend an act, entitled "An act to authorize proceedings to be instituted for the forfeiture of the charters of railroad, turnpike, and bridge companies in certain cases," approved 30th January, 1866.

An act supplemental to an act to incorporate the Allensville Milling and Manufacturing Company.

An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

An act to change the voting precinct in Hadensville district, in Todd county.

An act supplemental to the act passed at the present session amending the charter and extending the corporate limits of Elizabethtown, approved February, 1867.

An act to incorporate the Turnersville, McKinney's Station, and Coffee's Mill turnpike road company.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to change the time of holding the court of claims for Lewis county.

An act to incorporate the Covington Library and Literary Association.

An act to incorporate the Sterling Male and Female College of Bedford.

An act to amend the common school law.

An act for the benefit of school district No. 5, in Breathitt county.

An act to appoint commissioners to run and mark the line between the counties of Bracken and Harrison.

An act for the benefit of school district No. 23, in McCracken county.

An act to incorporate the Clark County Agricultural Association.

An act to authorize the recording the plat of West Mayfield, and conveying the lots therein.

An act for the benefit of Crittenden county.

An act to authorize E. H. Smith and others to close an alley in Williamstown, Grant county.

An act to incorporate the Hustonville Deposit Bank.

An act to amend the charter of the Clark County Agricultural Association.

An act to incorporate the Frankfort Female University.

An act for the benefit of the city council of Vanceburg.

An act to change and regulate the time of holding the circuit courts in the 1st judicial district, and legalize process of courts of said district.

An act to amend an act to establish courts of common pleas in the 1st, 3d, and 14th judicial districts.

An act to authorize the county court of Pulaski county to sell certain public grounds to build a new jail.

An act to repeal all laws requiring the payment of a militia tax in this Commonwealth.

An act to repeal an act to reduce into one the voting places in the Buffalo district, in Carter county.

An act to establish an additional voting precinct in Campbell county.

An act to authorize a loan by the Commissioners of the Sinking Fund to the State to supply deficiencies in the revenue.

An act for the benefit of Wm. Corum, clerk of the Greenup circuit court.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Elizabethtown and Paducah railroad company.

An act to incorporate the Southern Institution for the Amelioration of the Condition of the Deaf, Dumb, and Blind Negroes.

An act to incorporate the Louisville Coal Company.

An act to incorporate the Poplar Plains Male and Female Seminary, in the county of Fleming.

An act for the benefit of S. B. Scofield and N. Wigginton, late trustees of common school district No. 9, in Franklin county.

An act authorizing the investment of the funds of Marcus D. Richardson.

An act to incorporate the Bradford turnpike road company, in Bracken county.

An act to incorporate the Ashes Creek and Timber Creek turnpike road company.

An act for the benefit of A. W. Nickell, sheriff of Johnson county.

An act for the benefit of James W. Hogg, sheriff of Letcher county.

An act to legalize the official acts of James S. Lithgow as mayor of the city of Louisville.

An act to amend the charters of the Louisville and Frankfort and Lexington and Frankfort railroad companies.

An act amending the various acts incorporating the Hardinsburg and Cloverport turnpike road company.

An act to incorporate the Kiddville turnpike road company.

An act to incorporate the Forks of Elkhorn turnpike company.

An act for the benefit of the Louisville and Taylorsville turnpike road company, and for the branch of the same leading to Vaughn's Mill.

An act to amend an act, entitled "An act to charter the Board of Internal Improvement for Barren county, and for other purposes," approved January 30, 1867.

An act to levy a tax to aid in building turnpike roads in Lewis county.

An act for the benefit of Ben. Botts, sheriff of Fleming county.

An act to incorporate the Worthville and Buck Run turnpike road company.

Mr. Lilly, from the Committee on Finance, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of John H. Butler, late sheriff of Allen county,

Reported the same, with an amendment as a substitute for said bill.

The question was then taken on the adoption of the substitute, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Stone and Baker, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Evan M. Garriott,	J. D. Landrum,
J. M. Bigger,	William H. Grainger,	George C. Riffe,
Wm. S. Botts,	James Harrison,	Philip Swigert,
John B. Bruner,	O. P. Johnson,	I. C. Winfrey,
Jos. H. Chandler.	Wm. Johnson,	C. T. Worthington,
F. L. Cleveland,	Henry C. Lilly,	W. J. Worthington—20.
Wm. A. Dudley,	John J. Landram,	

Those who voted in the negative, were—

John G. Carlisle,	T. W. Hammond,	B. W. Stone,
A. D. Cosby,	John L. Helm,	H. Thompson,
Jas. W. Gorin,	W. W. McKenzie,	George Wright—11.
W. C. Halbert,	Elijah Patrick,	

Pending the further consideration of said bill, the Senate adjourned.

THURSDAY, MARCH 7, 1867.

A message was received from the House of Representatives, announcing that they had passed bills, which originated in the Senate, of the following titles, viz:

An act to employ and compensate the keeper of the Frankfort Cemetery to keep in order the monuments, graves, and lots therein belonging to the State.

An act for the benefit of the sheriff of Hickman county.

An act to amend an act for the benefit of P. Palmer, late sheriff of Marshall county.

An act for the benefit of J. M. Davidson, sheriff of Floyd county.

An act to authorize the county court of Marshall county to issue bonds to build bridges and repair the public roads of said county.

An act to amend an act incorporating the Elizabethtown and Paducah railroad company.

An act to amend the charter of the Old State Road and Ripple Creek turnpike road company, approved March 2d, 1860.

An act for the benefit of J. C. Calhoun, sheriff of McCracken county.

An act for the benefit of Thomas E. Barnes, of Marshall county.

An act to amend the act incorporating the Paducah and McCracken County Agricultural and Mechanical Association.

An act to amend the Criminal Code of Practice.

An act to tax income on United States Bonds.

An act to provide for the assessment for taxation of the property of corporations and the more speedy collection of back tax due thereon.

An act to amend an act to pay military claims audited by the Quarter-Master General, approved March 5th, 1867.

An act to fix the compensation of the members of the General Assembly.

With an amendment to the last named bill.

That they had concurred in the amendment proposed by the Senate to an amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend an act, entitled "An act to provide for auditing and paying military claims."

That they had passed bills of the following titles, viz:

1. An act for the benefit of Wm. McClain.

2. An act to prevent the destruction of fish in the Kentucky river.

3. An act for the benefit of the Red River Iron Manufacturing Company.

4. An act for the benefit of Daniel Murphy, of Garrard county.

5. An act to change the time of holding the circuit courts of Lincoln and Casey counties.

6. An act to change the time of holding the courts in the 11th judicial district.

7. An act for the benefit of S. Howard, late sheriff of Magoffin county.

8. An act for the benefit of W. J. Coffee, late sheriff of Magoffin county.

9. An act for the benefit of the sureties of Joseph Daniel, late sheriff of Johnson county.

10. An act for the benefit of James W. Finnie.

11. An act for the benefit of Robert D. Murry, late clerk *pro tem.* of the Larue circuit court.

12. An act for the benefit of Hillary S. Johnson, late presiding judge of the Larue county court.

13. An act giving W. S. Hicks, of Henderson county, further time to pay in the balance of the revenue.

14. An act to appropriate money.

15. An act for the benefit of certain sureties of B. McWhorter, late sheriff of Taylor county.

16. An act to amend an act, entitled "An act to incorporate the Stanford and Richmond railroad company," approved 27th February, 1867.

17. An act for the benefit of John S. Fisher.

18. An act supplemental to an act, entitled "An act to apportion representation in the Senate and House of Representatives."

19. An act to increase the salary of the State Librarian.

20. An act to charter the Covington and Shelbyville railroad company.

21. An act to repeal an act, entitled "An act for the benefit of the Louisville and Nashville railroad," approved 2d March, 1865.

22. An act to repeal an act, entitled "An act for the benefit of the Covington and Lexington, Kentucky Central, and Louisville and Frankfort and Lexington and Frankfort railroad companies," approved 2d March, 1865.

23. An act in relation to common carriers, their agents and servants.

24. An act fixing the salaries of the judges of the circuit courts, the judges of the courts of common pleas, and of the judges of the Louisville chancery court.

25. An act to establish an additional voting place in district No. 6, in Allen county.

26. An act to incorporate the Lebanon, St. Mary's, Loretta, and Chicago turnpike road company.

27. An act to change the location of toll-gate No. 7, on the Maysville, Washington, and Lexington turnpike road.

28. An act amending an act authorizing sheriffs and other collecting officers to attach for the payment of State revenue and county levy, approved March 1st, 1863.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st and 3d to the Committee on the Judiciary; the 2d to the Committee on Propositions and Grievances; the 4th, 7th, 8th, 9th, 11th, 12th, 13th, 14th, 16th, 18th, 24th, and 28th to the Committee on Finance; the 5th to the Committee on Circuit Courts; the 6th, 17th, 19th, and 23d to the Committee on the Revised Statutes; the 10th to the Committee on Military Affairs; the 15th, 20th, 21st, 22d, 26th, and 27th to the Committee on Internal Improvement, and the 25th to the Committee on Privileges and Elections.

That they had adopted a resolution, entitled

Resolution in reference to railroad reports.

Mr. C. T. Worthington presented the remonstrance of sundry citizens of Mercer county, remonstrating against the imposition of a tax for railroad and turnpike purposes.

Which was received, the reading dispensed with, and referred to the Committee on Revised Statutes.

Mr. Lilly, from the Committee on Finance, reported a resolution for the benefit of W. C. Halbert.

Which was adopted.

Mr. Lilly, from the same committee, asked to be discharged from the further consideration of a leave to bring in a bill for the benefit of Eliza Yeaky, of Garrard county.

Which was granted.

Ordered, That said leave be referred to the Committee on the Judiciary.

Mr. Lilly, from the same committee, reported a bill for the benefit of E. B. Treadway, late sheriff of Owsley county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

This bill appropriates $190 to indemnify him for this amount of revenue taken from him by guerrillas.

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

R. T. Baker,	Wm. H. Grainger,	J. D. Landrum,
Wm. S. Botts,	W. C. Halbert,	John W. F. Parker,
John B. Bruner,	James Harrison,	Elijah Patrick,
John G. Carlisle,	John L. Helm,	George C. Riffe,
Thos. P. Cardwell,	O. P. Johnson,	Philip Swigert,
Joseph H. Chandler,	Wm. Johnson,	C. T. Worthington,
Milton J. Cook,	Henry C. Lilly,	W. J. Worthington,
Evan M. Garriott,	John J. Landram,	George Wright—24.

In the negative—B. W. Stone.

Mr. Botts, from the Committee on Finance, to whom had been referred a resolution from the House of Representatives, entitled

Resolution directing the Secretary of State to furnish certain books,

Reported the same, with the expression of opinion that said resolution should be concurred in.

And the question being taken on concurring in said resolution, it was decided in the affirmative.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to amend the charter of the Winchester and Mt. Sterling turnpike road company,

Reported the same, with an amendment as a substitute for said bill.

Mr. Dudley moved to lay said bill and proposed amendment on the table.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	W. H. Grainger,	I. C. Winfrey,
Jos. H. Chandler,	H. Thompson,	George Wright—7.
Wm. A. Dudley,		

Those who voted in the negative, were—

J. M. Bigger,	James Harrison,	John W. F. Parker,
John G. Carlisle,	John L. Helm,	Elijah Patrick,
Tho. P. Cardwell,	O. P. Johnson,	George C. Riffe,
F. L. Cleveland,	Wm. Johnson,	B. W. Stone,
Milton J. Cook,	Henry C. Lilly,	C. T. Worthington,
Evan M. Garriott,	J. D. Landrum,	W. J. Worthington—20.
W. C. Halbert,		

The question was then taken upon the adoption of said amendment, and it was decided in the affirmative.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Thompson and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger	James Harrison,	B. W. Stone,
William S. Botts,	Wm. Johnson,	Harrison Thompson,
Joseph H. Chandler,	John W. F. Parker,	I. C. Winfrey,
Wm. A. Dudley,	Geo. C. Riffe,	George Wright—13.
Wm. H. Grainger,		

Those who voted in the negative, were—

John G. Carlisle,	Evan M. Garriott,	Henry C. Lilly,
Thos. P. Cardwell,	W. C. Halbert,	J. D. Landrum,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Milton J. Cook,	O. P. Johnson,	C. T. Worthington—12.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the amendments proposed by the House of Representatives to bills from the Senate of the following titles, viz:

An act for the benefit of the Kentucky Penitentiary.

An act to incorporate the Security Bank.

An act to fix the compensation of the members of the General Assembly.

An act to incorporate the Kentucky Coal, Iron, and Manufacturing Company.

An act to charter the Cornwall Candle Factory.

An act to incorporate the Washington Fire Company of Flemingsburg.

An act to regulate the time of holding the courts of common pleas in the 1st, 3d, and 14th judicial districts.

An act to amend an act, entitled "An act authorizing the presiding judge of the Kenton county court to hold quarterly terms at Covington."

An act to authorize the presiding judge of the Kenton county court to change the boundaries of voting precincts in the city of Covington, and to establish additional voting precincts in said city.

An act requiring judges of the county courts and justices of the peace to execute bond.

Which were twice read and concurred in.

Mr. Harrison, from the Committee on the Judiciary, reported a bill for the benefit of the Institution for the Blind.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be referred to the Committee on Finance, with instructions to report this afternoon, at 4 o'clock.

Mr. Harrison, from the same committee, reported a bill for the benefit of the marshal of the city court of Louisville.

Which was read the first time.

Mr. Dudley then moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. Harrison, from the Committee on the Judiciary, asked to be discharged from the further consideration of a resolution heretofore introduced by Mr. Dudley, in relation to Executive pardons.

Which was granted.

Mr. Parker, from the Committee on Military Affairs, to whom had been referred a bill from the House of Representatives, entitled

An act authorizing the purchase of additional copies of the Adjutant General's Report,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. H. Grainger,	Elijah Patrick,
John B. Bruner,	W. C. Halbert,	George C. Riffe,
John G. Carlisle,	John L. Helm,	Philip Swigert,
Joseph H. Chandler,	O. P. Johnson,	Harrison Thompson,
F. L. Cleveland,	Henry C. Lilly,	C. T. Worthington,
Milton J. Cook,	J. D. Landrum,	W. J. Worthington,
W. A. Dudley,	John W. F. Parker,	George Wright—22.
James W. Gorin,		

Those who voted in the negative, were—

J. M. Bigger, James Harrison, I. C. Winfrey—5.
Evan M. Garriott, B. W. Stone,

Said bill reads as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Secretary of State be, and he is hereby, directed to purchase from D. W. Lindsey two hundred and thirty-five copies of the Adjutant General's Report for 1861–6, known as "The History of Kentucky Soldiers during the late War," at what the same would cost the State if printed by the Public Printer and bound by the Public Binder, with ten per cent. added thereto, to cover money advanced by said Lindsey for extra clerk hire, &c.

§ 2. That as said books are delivered to said Secretary, at his office in Frankfort, he shall examine them, and, if they are well bound and in good order, he shall certify to the Auditor of Public Accounts the number delivered by, and the amount therefor due to said Lindsey, and the Auditor is hereby directed to issue his warrant upon the Treasurer in favor of said Lindsey for said sum, payable in such currency as is received into the Treasury as revenue.

§ 3. That it shall be the duty of the Secretary of State, upon the receipt of a sufficient number of the books aforesaid, or any volumes thereof, to cause to be delivered to each Senator and Representative, and the officers of each house of this General Assembly, one copy. The remaining eighty-eight copies he will ship to the Agent of the State of Kentucky at Washington City, to be distributed in the public offices as they may be required to facilitate the collection of claims from this State, and the cost of these eighty-eight copies shall be charged to the military expenses incurred by the State of Kentucky.

§ 4. And this act shall take effect from its passage.

The Senate took up for consideration a bill to amend sections 86 and 450 of the Civil Code of Practice.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was rejected.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act creating a new voting precinct in the county of Estill.

Mr. Lilly moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The Senate also took up for consideration the report of the Committee on the Judiciary, in relation to the Kentucky Confederate dead.

Which reads as follows, viz:

A majority of the Committee on the Judiciary, to whom was referred the memorial of John M. Johnson, in relation to the Kentucky Confederate dead, directed the Chairman of the Committee to report

in favor of granting the prayer of the memorial, and to recommend the making an appropriation of ten thousand dollars out of the Public Treasury, to be applied to the object of re-interring the Kentucky Confederate dead at Atlanta.

The committee report the following resolutions, viz:

Resolved by the General Assembly of the Commonwealth of Kentucky, That the Auditor of Public Accounts is directed to draw his order on the Treasurer in favor of Thomas E. Bramlette, Governor of this Commonwealth, for the sum of ten thousand dollars, to be paid over by him to the treasurer of the chartered organization for the re-interring of the Confederate dead in the city of Atlanta, in the State of Georgia, for the sole purpose of re-interring the Kentucky Confederate dead, and no other purpose; and the Governor is requested to take the proper evidence of paying said sum, and file the same with the Auditor.

Resolved, That the General Assembly, by making this appropriation, do not, in the remotest degree, approve or sanction secession or the acts of Kentuckians in aiding rebels in the attempt to overthrow the United States Government.

Mr. Patrick then moved to lay the report and resolutions in relation thereto on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bigger and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	W. C. Halbert,	B. W. Stone,
John B. Bruner,	O. P. Johnson,	Philip Swigert,
Thos. P. Cardwell,	Henry C. Lilly,	I. C. Winfrey,
Milton J. Cook,	J. D. Landrum,	C. T. Worthington,
Wm. A. Dudley,	Elijah Patrick,	W. J. Worthington,
Wm. H. Grainger,	Geo. C. Riffe,	George Wright—18.

Those who voted in the negative, were—

J. M. Bigger,	F. L. Cleveland,	James Harrison,
John G. Carlisle,	Evan M. Garriott,	John L. Helm—8.
Jos. H. Chandler,	James W. Gorin,	

Mr. C. T. Worthington, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of the Institution for the Blind,

Reported the same with an amendment.

Which was adopted.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

This bill appropriates five thousand dollars to the Institution.

The yeas and nays being taken thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	W. C. Halbert,	Elijah Patrick,
Wm. S. Botts,	James Harrison,	George C. Riffe,
John B. Bruner,	John L. Helm,	Philip Swigert,
Tho. P. Cardwell,	O. P. Johnson,	H. Thompson,
Joseph H. Chandler,	Wm. Johnson,	I. C. Winfrey,
Milton J. Cook,	Henry C. Lilly,	C. T. Worthington,
Wm. A. Dudley,	J. D. Landrum,	W. J. Worthington,
James W. Gorin,	John W. F. Parker,	George Wright—24.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to amend an act to provide for auditing and paying military claims.

Mr. Lilly moved to amend the amendment proposed by the House of Representatives.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the amendment as amended, and it was decided in the affirmative.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to fix the rent of the Kentucky Penitentiary,

Together with the amendment proposed by the House of Representatives.

Mr. Wm. Johnson proposed to amend the amendment proposed by the House of Representatives as follows, viz:

Strike out "sixteen thousand dollars," the amount proposed to be paid for the rent, and insert in lieu thereof "twenty thousand dollars."

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the amendment as amended, and it was decided in the affirmative.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of S. I. M. Major and F. H. Overton.

Mr. C. T. Worthington moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Wm. Johnson and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	W. A. Dudley,	John W. F. Parker,
John B. Bruner,	W. C. Halbert,	Elijah Patrick,
Thomas P. Cardwell,	O. P. Johnson,	C. T. Worthington,
Joseph H. Chandler,	Henry C. Lilly,	W. J. Worthington,
F. L. Cleveland,	J. D. Landrum,	George Wright—16.
Milton J. Cook,		

Those who voted in the negative, were—

J. M. Bigger,	John L. Helm,	Philip Swigert,
Jno. G. Carlisle,	Wm. Johnson,	Harrison Thompson,
Evan M. Garriott,	George C. Riffe,	I. C. Winfrey—11.
James Harrison,	B. W. Stone,	

The Senate took up for consideration a bill from the House of Representatives, entitled

An act for the benefit of Robert C. Williams, private in Company E, 30th Kentucky Volunteer Infantry.

Mr. Dudley moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

Mr. Parker, from the Committee on Military Affairs, to whom had been referred a resolution from the House of Representatives, entitled

Resolution for the benefit of Ezra Younglove, a soldier of the war of 1812,

Reported the same, with the expression of opinion that said resolution should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. Helm, from the Committee on Privileges and Elections, to whom was referred the petition in relation to the right of Henry C. Lilly to a seat on the floor of the Senate, asked to be discharged from the further consideration of said petition.

Which was granted.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Frankfort Female University.

An act for the benefit of school district No. 5, in Breathitt county.

An act to incorporate the Sterling Male and Female College of Bedford.

An act to repeal an act to reduce into one the voting places in the Buffalo district, in Carter county.

An act to establish an additional voting precinct in Campbell county.

An act to change the time of holding the court of claims for Lewis county.

An act to appoint commissioners to run and mark the line between the counties of Bracken and Harrison.

An act to authorize a loan by the Commissioners of the Sinking Fund to the State to supply deficiencies in the revenue.

An act to incorporate the Hustonville Deposit Bank.

An act to incorporate the Clark County Agricultural Association.

An act for the benefit of the city council of Vanceburg.

An act to repeal all laws requiring the payment of a militia tax in this Commonwealth.

An act for the benefit of Wm. Corum, clerk of the Greenup circuit court.

An act to authorize the recording the plat of West Mayfield, and conveying the lots therein.

An act to amend the charter of the Clark County Agricultural Association.

An act to authorize the county court of Pulaski county to sell certain public grounds and to build a new jail.

An act for the benefit of Crittenden county.

An act to change and regulate the time of holding the circuit courts in the 1st judicial district, and legalize process of courts of said district.

An act to authorize E. H. Smith and others to close an alley in Williamstown, Grant county.

An act to incorporate the Covington Library and Literary Association.

An act to amend the common school law.

An act for the benefit of school district No. 23, in McCracken county.

The Senate took up for consideration the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to establish the boundaries and taxable limits and to amend the charter of the city of Louisville.

Mr. Harrison proposed to amend the amendment proposed by the House of Representatives.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on the adoption of the amendment as amended, and it was decided in the affirmative.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to appropriate money.

Mr. Lilly moved to amend the bill by adding thereto the following additional section, viz:

§ 69. To A. B. Gilbert fifty dollars, for his services as Door-keeper at the opening of the session of 1865–6.

Which was adopted.

Mr. Wright moved to amend the bill as follows, viz:

To the Baptist Church of the city of Frankfort twenty dollars, for the use of their bell during the present session of the Legislature.

Said bill was then further amended.

Mr. Lilly moved to amend said bill by striking out the 65th section.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Lilly and Bigger, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	Henry C. Lilly,	George C. Riffe,
Thos. P. Cardwell,	J. D. Landrum,	B. W. Stone,
James Harrison,	John W. F. Parker,	C. T. Worthington,
O. P. Johnson,	Elijah Patrick,	W. J. Worthington—12.

Those who voted in the negative, were—

J. M. Bigger,	Evan M. Garriott,	Philip Swigert,
Wm. S. Botts,	W. C. Halbert,	Harrison Thompson,
John G. Carlisle,	John L. Helm,	I. C. Winfrey,
Jos. H. Chandler,	Wm. Johnson,	George Wright—13.
W. A. Dudley,		

Mr. Harrison moved to amend said bill by an appropriation of ten thousand dollars to the Blind Asylum.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Wright and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

John G. Carlisle,	Evan M. Garriott,	J. D. Landrum,
Tho. P. Cardwell,	William H. Grainger,	H. Thompson,
Jos. H. Chandler.	James Harrison,	I. C. Winfrey,
F. L. Cleveland,	Henry C. Lilly,	W. J. Worthington—13.
Wm. A. Dudley,		

Those who voted in the negative, were—

J. M. Bigger,	John L. Helm,	B. W. Stone,
Wm. S. Botts,	O. P. Johnson,	Philip Swigert,
John B. Bruner,	Wm. Johnson,	C. T. Worthington,
Milton J. Cook,	Elijah Patrick,	George Wright—14.
W. C. Halbert,	George C. Riffe,	

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

J. M. Bigger,	Evan M. Garriott,	Elijah Patrick,
William S. Botts,	Wm. H. Grainger,	George C. Riffe,
John B. Bruner,	W. C. Halbert,	B. W. Stone,
John G. Carlisle,	James Harrison,	Philip Swigert,
T. P. Cardwell,	John L. Helm,	Harrison Thompson
Jos. H. Chandler,	O. P. Johnson,	I. C. Winfrey,
F. L. Cleveland,	Wm. Johnson,	C. T. Worthington,
Milton J. Cook,	J. D. Landrum,	W. J. Worthington,
Wm. A. Dudley,	John W. F. Parker,	George Wright—27.

In the negative—none.

Resolved, That the title of said bill be as aforesaid.

The following bills were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Lilly, from the Committee on Finance—

A bill for the benefit of A. W. Nickell, sheriff of Johnson county.

By Mr. C. T. Worthington, from the same committee—

A bill for the benefit of Clinton county.

By Mr. Swigert, from the Committee on Internal Improvement—

A bill to incorporate the Webster Coal Company.

By Mr. Halbert, from the same committee—

A bill to incorporate the Salt Lick, Esculapia, and Mt. Carmel turnpike road company.

By Mr. J. J. Landram, from the Committee on the Judiciary—

A bill amending section 879 of the Civil Code of Practice, concerning appeals.

By Mr. Carlisle, from the same committee—

A bill to amend the charter of the Lexington and Big Sandy railroad company, Western Division.

By same—

A bill to incorporate the Cincinnati, Louisville, and Covington People's Mutual Coal Company.

By Mr. Cleveland, from the Committee on Banks—

A bill to amend an act to pay military claims audited by the Quarter-Master General, approved March 5, 1867.

By Mr. Garriott, from the Committee on Propositions and Grievances—

A bill to change the line between districts Nos. 11 and 6, in Graves county.

By Mr. Winfrey, from the same committee—

A bill for the benefit of W. G. Gabbert.

By Mr. O. P. Johnson, from the same committee—

A bill amending the charter of the Frankfort Female College.

By Mr. Bruner, from the Committee on Revised Statutes—

A bill to incorporate the Breckinridge Lodge, No. 67, Ancient York Masons.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, with the expression of opinion that they ought not to pass, viz:

By Mr. Lilly, from the Committee on Finance—

An act for the benefit of M. W. Galloway, of Graves county.

By Mr. Halbert, from the Committee on Internal Improvement—

An act for the benefit of the Bardstown and Green River turnpike road.

By Mr. Harrison, from the Committee on the Judiciary—

An act for the benefit of Susan S. Hinkle, of Ballard county.

By same--

An act for the benefit of the police judge of the town of Madisonville.

By Mr. Carlisle, from the same committee--

An act to declare the residence of E. Shackleford to be in Hart county.

By Mr. Harrison, from the same committee—

An act to amend an act, entitled "An act for the erection of the county of Hart," approved January 28, 1819.

By same—

An act to amend the charter of the town of Princeton.

By same—

An act to compel manufacturers of goods, wares, and merchandise to print or place on each article the name of the firm and where manufactured.

By same—

An act to incorporate the Eva Gold Mining Company.

By same—

An act to incorporate the Ætna Shale Oil Company.

By same—

An act to amend the charter of the town of Horse Cave, in Hart county.

By same—

An act to incorporate the Parker Vein Shale and Oil Company.

By same—

An act for the benefit of Mary D. Woodward.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to declare the Southern Shield an authorized newspaper.

By same—

An act to declare the Owensboro Monitor an authorized newspaper.

By same—

An act declaring the True Kentuckian a public authorized newspaper.

By same—

An act declaring the Elizabethtown Banner an authorized newspaper.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Botts, from the Committee on Finance—

An act for the benefit of T. Fowler, &c.

By same—

An act to amend the law in relation to the selection and payment of jail guards.

By same—

An act to authorize sheriffs and other collecting officers to receive United States Treasury notes and the notes of National Banks in payment of public taxes, &c., and directing the Treasurer to disburse the same.

By same—

An act giving W. S. Hicks, of Henderson county, further time to pay in the balance of the revenue.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend an act to incorporate the Danville, Dix River, and Lancaster turnpike road company, approved February 24, 1854.

By same—

An act to incorporate the Cedar Creek and Cox's Gap turnpike road company.

By same—

An act to incorporate the South Elkhorn and Delaney's Ferry turnpike road company.

By same—

An act for the benefit of the Sardis turnpike road company, in Mason county.

By same—

An act to charter the Pleasant Hill and Jessamine County turnpike road company.

By same—

An act to incorporate the Walnut Flat and Hall's Gap turnpike road company.

By same—

An act to amend an act to incorporate the Pine Grove and Bourbon County turnpike road company.

By same—

An act for the benefit of Alexander Hannah, of Carter county.

By same—

An act declaring Wolf Lick creek navigable in Logan county.

By same—

An act to repeal an act, entitled "An act for the benefit of the Board of Internal Improvement for Scott county," approved January 21st, 1865.

By same—

An act declaring Mayfield creek navigable.

By same—

An act to incorporate the Upper Blue Lick turnpike road, in Mason county.

By same—

An act to incorporate the Mayslick and Murphysville turnpike road company, in Mason county.

By same—

An act to incorporate the Lewisburg and Taylor's Mill turnpike road, in Mason county.

By same—

An act to incorporate the Owingsville and McCormick turnpike road company, in Bath county.

By same—

An act requiring Wm. Kibby, of Carter county, to build a slope to his mill dam in Little Sandy river.

By same—

An act authorizing the Franklin county court to subscribe money in aid of the Cedar Creek turnpike road company.

By same—

An act to incorporate the Worthville, Port Royal, and Newcastle turnpike road company.

By same—

An act to amend the charter of the Paris and Georgetown turnpike road company.

By same—

An act to incorporate the Pleasureville and Demaree's Store turnpike road company.

By same—

An act to incorporate the Cooper's Run turnpike road company.

By same—

An act to amend the charter of the Ruddle's Mill and Shawhan's Station turnpike road company.

By same—

An act to incorporate the Paris and Ruddle's Mill turnpike road company.

By same—

An act to incorporate the Jacksonville and Newtown turnpike road company.

By same—

An act for the benefit of the Parksville turnpike road company.

By same—

An act to incorporate the Richenour turnpike road company, in the county of Campbell.

By same—

An act to amend an act for the benefit of the Lancaster and Crab Orchard turnpike road company, approved February 17, 1866.

By same—

An act to incorporate the Bryantsville and Sugar Creek turnpike road company.

By same—

An act for the benefit of turnpike roads within this State.

By same—

An act authorizing the building of a dam across the North Fork of the Kentucky river.

By same—

An act supplemental to an act to incorporate the Owensboro and Russellville railroad company.

By same—

An act to amend an act, entitled "An act to incorporate the Montgomery and Bath Counties Associated turnpike road company."

By same—

An act to amend an act, entitled "An act to incorporate the Mt. Sterling, Winchester, Owingsville, and Jeffersonville turnpike road company," approved March 1st, 1848.

By Mr. Stone, from the same committee—

An act to amend the charter of the Winchester and Lexington turnpike road company.

By same—

An act to incorporate the St. Louis and Nashville railroad company.

By same—

An act to incorporate the Pine Knob turnpike road company.

By same—

An act to authorize the city of Henderson to issue bonds for railroad purposes.

By Mr. Harrison, from the Committee on the Judiciary—

An act to amend the charter of the Louisville City railway company.

By same—

An act to legalize the election of the town officers of Falmouth, in Pendleton county.

By same—

An act amending the laws in relation to the town of Grayson, in Carter county.

By same—

An act concerning the police judge and marshal of Newcastle.

By same—

An act for the benefit of the town of Mayfield, in Graves county.

By same—

An act further to amend the act in relation to Elizabethtown, and to extend its boundaries," approved February 27, 1867.

By same—

An act to amend the charter of the town of Bowling Green.

By same—

An act to incorporate the Louisville Commercial Company.

By same—

An act to incorporate the Louisville Journal Company.

By same--

An act to amend the charter of the city of Newport.

By same--

An act to amend the laws of Georgetown.

By same—

An act to incorporate the town of Prestonsburg.

By same—

An act to incorporate the town of Parksville, in Boyle county.

By same—

An act to incorporate the West Union Sons of Louisville.

By same--

An act to charter the Kentucky Wine Company.

By same—

An act to provide for election by the people of all officers of the city of Newport.

By same—

An act to amend an act, entitled "An act to incorporate the town of Woodham, Warren county, Kentucky."

By same—

An act to incorporate the Auction Mart Association, of Louisville.

By Mr. Grainger, from the Committee on Banks--

An act to amend an act, entitled "An act to incorporate the Falls City Bank," approved January 21, 1865.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Louisville Marine Association.

By Mr. Parker, from the Committee on Military Affairs--

An act in regard to Home Guard and other arms in the hands of citizens of this State.

By Mr. Helm, from the Committee on Privileges and Elections--

An act to increase and change the voting precinct, Stephensburg, No. 4, in Hardin county.

By same—

An act establishing an additional voting place in Graves county.

By same—

An act to change the voting place in precinct No. 3, in Green county.

By same—

An act to change the name of Goose Horn precinct, in Barren county, and for other purposes.

By same--

An act to create an additional election precinct in Henry county.

By same—

An act to change the line between voting districts in Adair county.

By same--

An act to change the voting place in Prewitt's Knob.

By same--

An act to change a voting place in Larue county.

By same—

An act to change the boundary line between districts Nos. 1 and 8, in Carter county.

By same—

An act to change the voting precinct in Hampton's district, in Morgan county.

By same—

An act to establish an additional justices' district and voting precinct in Pike county.

By same—

An act to repeal an act, entitled "An act to divide Poosey precinct, in Madison county," approved February 13th, 1866.

By Mr. Cook, from the same committee—

An act to amend an act to incorporate the town of London.

By same—

An act for the benefit of Archie Austin, of the county of Josh Bell.

By Mr. Riffe, from the Committee on Religion--

An act for the benefit of the trustees of Union Meeting-house, in Lewis county.

By same—·

An act to incorporate the Pleasant View Baptist Church, in Owen county.

By Mr. Bruner, from the Committee on the Revised Statutes—

An act to incorporate the Kentucky Charity Dispensary.

By same—

An act to incorporate the town of White Mills, in Hardin county.

By same--

An act to incorporate the Elizabethtown Town Hall Company.

By same—

An act for the benefit of Fayette county.

By same—

An act concerning the limits of the town of Harrodsburg.

By same—

An act to incorporate the town of Harmony, in Owen county.

By same—

An act to change the corporate limits of the town of Catlettsburg.

By Mr. Carlisle, from the same committee—

An act to incorporate the Lancaster City Hall Association.

By same—

An act to incorporate Liberty Royal Arch Chapter, No. 84.

By same—

An act to incorporate T. W. Wash Lodge, No. 430, Free and Accepted Masons, in Boyle county.

By same—

An act to incorporate Jerusalem Lodge, No. 9, Ancient York Masons.

By same—

An act to incorporate Deaver Lodge, No. 394, Free and Accepted Masons, in Casey county.

By same—

An act to incorporate the Murray Royal Arch Chapter, No. 92, of Free and Accepted Masons, in the town of Murray.

By same—

An act to incorporate Murray Lodge, No. 105, of Free and Accepted Masons, in the town of Murray, county of Calloway.

By same—

An act to incorporate Fairview Lodge, No. 214, Free and Accepted Masons.

By same—

An act to incorporate the J. Speed Smith Lodge, No. 298, Free and Accepted Masons, of Willisburg, Washington county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to incorporate the Big Sandy Valley Railroad and Improvement Company.

By same—

An act to legalize the building of a mill dam across the North Fork of the Kentucky river, near the mouth of First creek.

By Mr. Harrison, from the Committee on the Judiciary—

An act further to provide for changes of venue in civil actions.

With amendments to the last three named bills.

Ordered, That said bills, the last three as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Louisville Transfer railway company.

An act to incorporate the Louisville Courier Printing Company.

An act to amend an act, entitled "An act to establish a criminal court in the 9th judicial district," approved February 5th, 1866.

An act to change the time of holding the courts in the second judicial district.

An act, entitled "An act to regulate tolls on turnpike roads terminating at the city of Lexington."

An act to incorporate Butler Lodge, No. 194, at Pitt's Point, Bullitt county.

An act to fix the salary of the Register of the Land Office and his chief clerk.

An act to appropriate money.

An act authorizing the purchase of additional copies of the Adjutant General's Report.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to amend the law of appeal from county courts.

An act to amend an act, entitled "An act to incorporate the Elk Fork Petroleum, Coal, Salt, and Iron Manufacturing Company," approved June 3, 1865.

An act to amend an act, entitled "An act to provide for the arrearages of pay due deceased soldiers," approved August 31, 1862.

An act to charter the Henry Clay Gold and Silver Mining Company.

An act to incorporate the Paducah Mount Hope Cemetery.

An act to incorporate Bewleyville Lodge, No. 228, Free and Accepted Masons.

An act to amend the charter of the town of Germantown.

An act to amend the charter of the Kentucky Silver Lead Mining Association.

An act to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Flemingsburg," approved February 4th, 1867.

An act to incorporate the Louisville Burial Association.

An act to change the name of the Phœnix Manufacturing Company of Louisville.

An act to incorporate the Washington Street Colored Baptist Church of Paducah.

An act for the benefit of the town of Mayfield.

An act to incorporate the Rural Academy, of Fulton county.

An act to amend the charter of the Licking Valley Fire and Marine Insurance Company.

An act to incorporate the Paducah Eastport Cumberland River Packet Company.

An act to amend the police laws of the town of Warsaw.

An act for the benefit of the Farmers' Mutual Insurance Company, and the Security Fire Insurance Company of the city of Louisville.

An act to provide for the removal of the county seat of Kenton county.

An act to amend an act, entitled "An act to charter the city of Cynthiana," approved March 9th, 1854.

An act to amend an act incorporating the Paducah Southern Iron Works, approved January 26, 1858, and an act amendatory thereof, approved February 22, 1860.

An act to incorporate the Paducah Steamboat Building Company.

An act to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Flemingsburg."

An act to amend the charter of the Louisville Chemical Works.

An act to amend the charter of the Evansville, Henderson, and Nashville railroad company, approved 29th January, 1867.

An act for the benefit of the children of James B. Clay.

An act to incorporate the Louisville and Jefferson County railway company.

An act to apportion representation in the Senate and House of Representatives.

An act for the benefit of the Lexington, Harrodsburg, and Perryville turnpike road company.

An act to amend an act to pay military claims audited by the Quarter-Master General, approved March 5, 1867.

And had found the same correctly enrolled.

Said bills having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto,

and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

A message was received from the House of Representatives, announcing that they had concurred in the amendments proposed by the Senate to a bill from the House of Representatives, entitled

An act to appropriate money.

The Senate resumed the consideration of the bill from the House of Representatives, entitled

An act for the benefit of John H. Butler, late sheriff of Allen county,

Together with the amendment proposed by the Committee on Finance as a substitute for said bill.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

A message was also received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act to incorporate the Winchester and Howard's Creek turnpike road company.

An act to incorporate the Tunnell and Prickley Ash turnpike road company in Bath county.

An act for the benefit of Elijah Litton, late sheriff of Whitley county.

An act for the benefit of John Nesbitt, late sheriff of Webster county.

An act for the benefit of James T. Applegate, late sheriff of Pendleton county.

An act for the benefit of John Boyd, sheriff of Lyon county.

An act for the benefit of Bennett Spears, late sheriff of Monroe county.

An act for the benefit of William Johnson, late sheriff of Pike county.

An act for the benefit of W. J. Lusk.

An act for the benefit of Benjamin Duvall, late sheriff of Ohio county.

An act for the benefit of B. Calloway, late sheriff of Harlan county.

An act to amend an act, entitled "An act to tax railroads, turnpike roads, and other corporations, in aid of the Sinking Fund," approved February 20, 1864.

An act for the benefit of A. W. Foster, late sheriff of Allen county.

An act for the benefit of O. Ross Baker, late sheriff of Caldwell county.

An act for the benefit of John Locke, late sheriff of Daviess county.

An act for the benefit of John Friend, of Floyd county.

An act for the benefit of the Cumberland Presbyterian Church of Hopkinsville.

An act to require master commissioners to take an oath of office and execute bond for the faithful performance of their duties.

An act for the benefit of James C. Jones, of Rockcastle county.

An act to pay military claims audited by the Quarter-Master General.

And then the Senate adjourned.

FRIDAY, MARCH 8, 1867.

A message was received from the House of Representatives, announcing that they had concurred in amendments proposed by the Senate to bills from the House of Representatives, of the following titles, viz:

An act further to provide for changes of venue in civil actions.

An act for the benefit of certain common pleas districts in this State.

An act for the benefit of John H. Butler, late sheriff of Allen county.

An act to fix the salary of the Register of the Land Office and his chief clerk.

An act to change the time of holding the circuit courts of Lincoln and Casey counties.

That they had disagreed to bills from the Senate of the following titles, viz:

An act to amend section 264 of the Criminal Code of Practice.

An act to amend the charter of the Woodford Female College.

That they had passed bills from the Senate of the following titles, viz:

An act for the benefit of John W. Combs, late sheriff of Woodford county.

An act to amend an act, entitled "An act to amend an act to charter the Board of Internal Improvement for Barren county, and for other purposes, approved January 30, 1857," approved March 5, 1867.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Cleveland, from the Committee on Banks—

An act to amend an act, entitled "An act to charter the Planters' Bank of Kentucky at Owensboro."

By same—

An act to incorporate the Farmers' and Merchants' Exchange of Lexington.

By Mr. Wm. Johnson, from the Committee on Circuit Courts—

An act legalizing certain proceedings of the Garrard circuit court for the benefit of Jas. H. Buford, Elizabeth Buford, and John H. West.

By same—

An act to amend the charter of the city of Paris.

By Mr. Chandler, from the Committee on County Courts—

An act to provide certain books for the use of the Bath circuit and county courts.

By Mr. Wright, from the Committee on Education—

An act to incorporate the Texas Academy, at Texas, Washington county.

By same—

An act for the benefit of school district No. 1, in Harrison county.

By same—

An act to incorporate Cedar Bluff College, in Simpson county.

By same—

An act for the benefit of school district No. 54, in Caldwell county.

By Mr. Prall, from the same committee—

An act to amend and repeal part of an act, approved 18th of December, 1865, entitled "An act to amend an act to authorize the

city of Paris to raise by taxation a fund for the support of public schools."

By Mr. Botts, from the Committee on Finance—

An act amending an act authorizing sheriffs and other collecting officers to attach for the payment of State revenue and county levy, approved March 1st, 1863.

By same—

An act for the benefit of certain sureties of Jas. B. McWhorter, late sheriff of Taylor county.

By same—

An act for the benefit of Hillary S. Johnson, late presiding judge of the Larue county court.

By same—

An act for the benefit of Robert D. Murry, late clerk *pro tem.* of the Larue circuit court.

By same—

An act for the benefit of Michael Razor.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to repeal an act, entitled "An act for the benefit of the Louisville and Nashville railroad," approved 2d March, 1865.

By same—

An act to repeal an act, entitled "An act for the benefit of the Covington and Lexington, Kentucky Central, and Louisville and Frankfort and Lexington and Frankfort railroad companies," approved 2d March, 1865.

By same—

An act to incorporate the Lebanon, St. Mary's, Loretta, and Chicago turnpike road company.

By same—

An act for the benefit of the Old Frankfort Road turnpike company.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to change the time of holding the circuit courts of Lincoln and Casey counties.

By Mr. Cleveland, from the Committee on Banks—

An act to incorporate the Bourbon Bank.

By same—

An act to incorporate the Central Financial Association of Danville.

By Mr. Swigert, from the Committee on Internal Improvement—

An act to amend an act, entitled "An act to incorporate the Stan-

ford and Richmond railroad company," approved 29th February, 1867.

With an amendment to the last four named bills.

Which amendments were adopted.

Ordered, That said bills, the last four as amended, be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Cleveland, from the Committee on Banks, to whom had been referred a bill from the House of Representatives, entitled

An act to incorporate the Bank of Commerce,

Reported the same with an amendment.

Said amendment reads as follows, viz:

Add to the 6th section the following proviso:

Provided, That no sale of land or personal property, other than stocks and bonds, shall be made under any such contract, lien, or mortgage, unless ordered by the judgment of court.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	O. P. Johnson,	Geo. C. Riffe,
John G. Carlisle,	Wm. Johnson,	B. W. Stone,
Joseph H. Chandler,	Henry C. Lilly,	Harrison Thompson,
Milton J. Cook,	John W. F. Parker,	I. C. Winfrey,
Wm. A. Dudley,	Elijah Patrick,	W. J. Worthington,
James Harrison,	John A. Prall,	George Wright—19.
John L. Helm,		

Those who voted in the negative, were—

F. L. Cleveland,	W. C. Halbert,	J. D. Landrum—4.
Wm. H. Grainger,		

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, with the expression of opinion that they ought not to pass, viz:

By Mr. Wright, from the Committee on Education—

An act to require common school commissioners of this State to hold their offices at their respective county seats.

By Mr. Botts, from the Committee on Finance—

An act for the benefit of Thomas Reed, of Kenton county.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Halbert, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act to change the location of toll-gate No. 7, on the Maysville, Washington, and Lexington turnpike road,

Reported the same, with the expression of opinion that said bill ought not to pass.

And the question being taken on ordering said bill to be read a third time, it was decided in the negative.

So said bill was disagreed to.

Mr. Botts, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act fixing the salaries of the judges of the circuit courts, the judges of the courts of common pleas, and of the judges of the Louisville chancery court,

Reported the same without amendment.

Mr. Cleveland moved to amend the bill by striking out $2,600, and inserting $2,400.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

Said bill was then read a third time.

This bill provides for the salaries of judges of circuit, common pleas, and criminal courts, and the judge of the Louisville chancery court.

The question was then taken on the passage of said bill, and it was decided in the negative, a constitutional number not voting therefor.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Evan M. Garriott,	John L. Helm,
Jno. G. Carlisle,	James W. Gorin,	John W. F. Parker,
Joseph H. Chandler,	William H. Grainger,	John A. Prall,
F. L. Cleveland,	W. C. Halbert,	Philip Swigert—14.
A. D. Cosby,	James Harrison,	

Those who voted in the negative, were—

Milton J. Cook,	Henry C. Lilly,	B. W. Stone,
W. A. Dudley,	J. D. Landrum,	I. C. Winfrey,
O. P. Johnson,	Elijah Patrick,	W. J. Worthington,
Wm. Johnson,	George C. Riffe,	George Wright—12.

So said bill was disagreed to.

Mr. Botts, from the Committee on Finance, to whom had been referred a bill from the House of Representatives, entitled

An act to increase the salary of the State Librarian,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time.

[*For bill—see Session Acts*, 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	James W. Gorin,	John W. F. Parker,
John B. Bruner,	Wm. H. Grainger,	Elijah Patrick,
John G. Carlisle,	W. C. Halbert,	John A. Prall,
Jos. H. Chandler,	James Harrison,	George C. Riffe,
F. L. Cleveland,	John L. Helm,	B. W. Stone,
A. D. Cosby,	O. P. Johnson,	Philip Swigert,
W. A. Dudley,	Henry C. Lilly,	Harrison Thompson,
Evan M. Garriott,	J. D. Landrum,	W. J. Worthington—24.

Those who voted in the negative, were—

Milton J. Cook,	C. T. Worthington,	George Wright—3.

Resolved, That the title of said bill be as aforesaid.

Mr. Gorin, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act to change the time of holding the election for Senator in the 19th and 36th Senatorial Districts,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the negative.

So said bill was disagreed to.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of Wm. McClain,

Reported the same, with the expression of opinion that said bill ought not to pass.

Mr. Cook moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cook and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	James Harrison,	John W. F. Parker,
John B. Bruner,	O. P. Johnson,	George C. Riffe,
F. L. Cleveland,	Henry C. Lilly,	W. J. Worthington,
Milton J. Cook,	J. D. Landrum,	George Wright—13.
Wm. A. Dudley,		

Those who voted in the negative, were—

John G. Carlisle,	John L. Helm,	Philip Swigert,
A. D. Cosby,	John A. Prall,	H. Thompson,
Evan M. Garriott,	B. W. Stone,	I. C. Winfrey—10.
W. C. Halbert,		

A message was received from the House of Representatives, announcing that they had adopted a resolution, entitled

Resolution upon the death of E. L. VanWinkle, late Secretary of State of this State.

Ordered, That said resolution be made the special order of the day for to-morrow, at 12 o'clock.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Bruner, from the Committee on Revised Statutes—

A bill for the benefit of John W. Combs, late sheriff of Woodford county.

By Mr. Cleveland, from the Committee on Banks—

A bill to incorporate the Hawsville Deposit Bank.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Chandler, from the Committee on County Courts, reported a bill for the benefit of Wm. D. Murrell, of Adair county.

Which was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Ordered, That said bill be engrossed and read a third time.

Said bill provides that Murrell may sue the county court of Adair to enforce a contract.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Harrison and Chandler, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	James W. Gorin,	J. D. Landrum,
John G. Carlisle,	Wm. H. Grainger,	Geo. C. Riffe,
Jos. H. Chandler,	W. C. Halbert,	Harrison Thompson,
F. L. Cleveland,	John L. Helm,	I. C. Winfrey—14.
Milton J. Cook,	Wm. Johnson,	

Those who voted in the negative, were—

John B. Bruner,	James Harrison,	Philip Swigert,
Wm. A. Dudley,	B. W. Stone,	George Wright—7.
Evan M. Garriott,		

On motion of Mr. Wright, Messrs. Chandler, Gorin, and J. D. Landrum were granted leave of absence after to-day.

A message was received from the House of Representatives, announcing their disagreement to an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to change the name of Lafayette and Jacob streets, in the city of Louisville.

Ordered, That said bill and amendment be referred to the Committee on the Judiciary.

The Senate took up for consideration a bill, entitled

An act to amend section 5 of the homestead law,

Together with the pending amendment proposed by Mr. Dudley as a substitute.

And the question being taken on the adoption of said amendment, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Gorin and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	Evan M. Garriott,	Elijah Patrick,
John G. Carlisle,	James Harrison,	George C. Riffe,
F. L. Cleveland,	John L. Helm,	Philip Swigert,
Milton J. Cook,	Wm. Johnson,	George Wright—14.
Wm. A. Dudley,	Henry C. Lilly,	

Those who voted in the negative, were—

William S. Botts,	W. C. Halbert,	John A. Prall,
Jos. H. Chandler,	O. P. Johnson,	B. W. Stone,
Jas. W. Gorin,	J. D. Landrum,	H. Thompson,
W. H. Grainger,	John W. F. Parker,	W. J. Worthington—12.

Ordered, That said bill, as amended, be engrossed and read a third time.

The constitutional provision as to the third reading of said bill being dispensed with, and the same being engrossed,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

This bill repeals the homestead law.

The yeas and nays being required thereon by Messrs. Gorin and Chandler, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	W. A. Dudley,	Elijah Patrick,
John B. Bruner,	James Harrison,	George C. Riffe,
John G. Carlisle,	Wm. Johnson,	Philip Swigert,
F. L. Cleveland,	Henry C. Lilly,	George Wright—13.
Milton J. Cook,		

Those who voted in the negative, were—

Joseph H. Chandler,	O. P. Johnson,	B. W. Stone,
James W. Gorin,	J. D. Landrum,	Harrison Thompson,
Wm. H. Grainger,	John W. F. Parker,	W. J. Worthington—11.
W. C. Halbert,	John A. Prall,	

Resolved, That the title of said bill be amended so as to read,

An act to repeal an act, entitled "An act to exempt homesteads from sale for debt."

The Senate took up for consideration bills from the House of Representatives, of the following titles, viz:

An act for the benefit of negroes and mulattoes in this Commonwealth.

An act for the benefit of the several county courts of this State.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate also took up for consideration bills of the following titles, viz:

An act to amend the law in relation to the Agent of the Auditor.

An act to amend chapter 28, article 4, title "Crimes and Punishments," of the Revised Statutes.

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

The Senate took up for consideration a bill authorizing the sale of the State's interest in turnpike roads and slackwater.

Mr. O. P. Johnson moved to lay said bill on the table.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Cleveland and J. D. Landrum, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	John L. Helm,	Elijah Patrick,
A. D. Cosby,	O. P. Johnson,	Harrison Thompson,
Wm. A. Dudley,	Henry C. Lilly,	W. J. Worthington,
James Harrison,	J. D. Landrum,	George Wright—12.

Those who voted in the negative, were—

John G. Carlisle,	W. C. Halbert,	George C. Riffe,
F. L. Cleveland,	John W. F. Parker,	Philip Swigert,
Milton J. Cook,	John A. Prall,	I. C. Winfrey—9.

The Senate took up for consideration the resolution providing for the exchange of the present Executive Mansion for another for the use of the Governor.

And the question being taken on the adoption of said resolution, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Thompson and Lilly, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	W. C. Halbert,	John A. Prall,
John G. Carlisle,	John L. Helm,	George C. Riffe,
F. L. Cleveland,	John W. F. Parker,	Philip Swigert,
Wm. A. Dudley,	Elijah Patrick,	W. J. Worthington—12.

Those who voted in the negative, were—

Milton J. Cook,	O. P. Johnson,	Harrison Thompson,
Evan M. Garriott,	J. D. Landrum,	I. C. Winfrey,
James Harrison,	B. W. Stone,	George Wright—9.

The Senate took up for consideration a bill for the benefit of the Kentucky State Agricultural Society.

Ordered, That said bill be engrossed and read a third time.

Said bill was then read as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That the Auditor of Public Accounts be directed to draw his warrant upon the Treasurer in favor of Robert Mallory, President of Kentucky State Agricultural Society, for the sum of five thousand dollars, to be applied by said society in the distribution of prizes or premiums hereafter to be awarded by them.

§ 2. This act to take effect from its passage.

The question was then taken on the passage of said bill, and it was decided in the negative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	A. D. Cosby,	John A. Prall,
John G. Carlisle,	W C. Halbert,	Philip Swigert,
F. L. Cleveland,	John L. Helm,	W. J. Worthington—9.

Those who voted in the negative, were—

Milton J. Cook,	J. D. Landrum,	B. W. Stone,
Evan M. Garriott,	John W. F. Parker,	H. Thompson,
James Harrison,	Elijah Patrick,	I. C. Winfrey,
O. P. Johnson,	George C. Riffe,	George Wright—13.
Henry C. Lilly,		

So said bill was rejected.

The Senate took up for consideration a message from the Governor, which reads as follows, viz:

Executive Department,
Frankfort, Ky., March 4th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

John B. Hart, of Henderson county.
T. P. D. Pound, of Jefferson county.
Anton Kutzleb, of Jefferson county.
D. N. Wilson, of Lincoln county.
F. L. Cleveland, of Bracken county.
George Kilpatrick, of Jefferson county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

The Senate took up for consideration bills of the following titles, viz:

A bill to amend chapter 48 of the Revised Statutes, title "Idiots and Lunatics."

A bill to amend an act, entitled "An act to authorize proceedings to be instituted for the forfeiture of the charters of railroad, turnpike, or bridge companies in certain cases," approved January 30, 1866.

Ordered, That said bills be laid on the table.

The Senate took up for consideration a message from the Governor, which reads as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., March 8th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Natories Public for the counties named, viz:

George W. Williams, of Bourbon county.
A. G. Booth, of Jefferson county.
John R. Thomas, of Marion county.
C. T. Taylor, of Jefferson county.
John Williams, of Jefferson county.
W. B Roberts, of Owen county.
Jos. Blackwell, of Owen county.
J. M. Mulligan, of Allen county.
Wm. A. Bullitt, of Jefferson county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

A message was received from the House of Representatives, asking leave to withdraw the announcement of their passage of a bill originating in the House of Representatives, entitled

An act supplemental to an act, entitled "An act to apportion representation in the Senate and House of Representatives."

Which was granted.

A message was received from the House of Representatives, announcing that they had concurred in the amendment proposed by the Senate to an amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to establish the boundaries and taxable limits and to amend the charter of the city of Louisville.

That they had passed bills and a resolution from the Senate of the following titles, viz:

An act to continue in force the 3d section of an act in relation to the banks of the State, approved March 14, 1862, and re-enacted and approved February 20th, 1864.

An act in relation to idiots and lunatics.

An act to incorporate the Cincinnati, Lexington, and East Tennessee railroad company.

An act directing the purchase of the Kentucky Codes of Practice, edited by Harvey Myers.

An act to incorporate the Paris, Winchester, Richmond, and East Tennessee railroad company.

An act to repeal so much of an act, approved February 6, 1866, as relates to the trustees of the town of Marion.

An act for the benefit of A. C. Bowman, late sheriff of Breathitt county.

An act to designate the manner of payment of salaries, appropriations by the General Assembly, and the allowances by courts of the State of Kentucky.

An act to amend an act to authorize guardians, trustees of wards, and *cestui que trusts* to make investments in real estate, approved February 21, 1863.

An act to amend the city charter of Paducah, approved March 10, 1856.

An act for the benefit of the marshal of the town of Monticello.

An act for the benefit of W. S. Jackman, late sheriff of Russell county.

An act for the benefit of W. M. Shipp.

An act to incorporate the Augusta and Dover turnpike road company.

An act to incorporate the Day's Mill and Tilton turnpike road company.

An act to incorporate the Flemingsburg and Mayslick turnpike road company.

An act to provide a mounted police for the county of Fayette.

An act for the benefit of H. C. Cole, late teacher in common school district No. 11, in the county of Lewis.

An act for the benefit of common school district No. 32, in the county of Fleming.

An act for the benefit of B. F. Jameson, sheriff of Hart county.

Resolution to pay S. P. Love $76 45, his costs in contested election case against O. P. Johnson.

With an amendment to the last named bill.

That they had passed bills and a resolution of the following titles, viz:

1. An act for the benefit of Nelson Dickerson, late sheriff of Jessamine county.

2. An act for the benefit of James Hogg, sheriff of Letcher county.

3. An act for the benefit of G. W. Carson, sheriff of Wolfe county.

4. An act for the benefit of John Friend, late sheriff of Floyd county.

5. An act for the benefit of James H. Reynolds, late sheriff of Adair county.

6. An act for the benefit of Henry Lucas, formerly a sheriff of McLean county.

7. An act for the benefit of Julius Hacker, late sheriff of Owsley county.

8. An act for the benefit of Julius Hacker, administrator of James Hacker, deceased, late sheriff of Owsley county.

9. An act for the benefit of Thomas Cook, sheriff of Clay county.

10. An act for the benefit of James Morehead.

11. An act to amend an act appropriating money to pay witnesses, contestants, and others, in the several contested election cases which have been heard and determined during the present session, approved February 17, 1866.

12. An act to create an additional voting district in Metcalfe county.

13. An act to change the place of voting in Union School-house precinct, in Christian county.

14. An act to change a precinct line in Scott county.

15 An act to provide an additional voting place in Washington county.

16. An act in relation to the Laurel Springs election and magistrates' district, in Bath county.

17. An act for the benefit of A. J. Mershon.

18. An act for the benefit of W. H. Reynolds, of Bracken county.

19. An act for the benefit of the circuit and county court clerks' offices and the sheriff of Henry county.

20. An act to create an additional justices' district and voting precinct in Pulaski county.

21. An act to provide further for the distribution of Cofer's Digest.

22. An act authorizing the Louisville chancery court to close Pope street.

23. An act to amend the charter of the Ship Building Company.

24. An act to incorporate the Logan Female College Company.

25. An act to authorize school district No. 7, in Washington county, to levy a tax for school purposes.

26. An act to incorporate the Kentucky Lodge, No. 5, Brit Abraham, of Louisville.

27. An act for the benefit of John W. Combs, late sheriff of Woodford county.

28. An act for the benefit of certain men who belonged to the State troops.

29. An act providing for the submission to a vote of the people of the State the question of an increase of the State school tax.

30. An act to cede to the United States the jurisdiction over the National Cemeteries in this State, to exempt from taxation, and to protect the same.

31. An act to provide for the election of a Senator in the 23d Senatorial District.

32. An act for the benefit of Mercer county.

33. An act incorporating the Kentucky Mining and Smelting Company.

34. An act for the benefit of James W. Kennedy.

35. An act to appropriate money to pay the debts created for repairs on the Green, Barren, and Kentucky rivers.

36. Resolution in relation to the Southern Bank of Kentucky.

Which bills and resolution were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills and resolution being dispensed with, they were referred—the 1st, 2d, 3d, 4th, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 18th, 19th, 27th, 34th, and 35th to the Committee on Finance; the 12th, 13th, 14th, 15th, 16th, 20th, and 31st to the Committee on Privileges and Elections; the 17th, 22d, and 30th to the Committee on the Judiciary; the 21st, 23d, 26th, and 33d to the Committee on Revised Statutes; the 24th, 25th, and 29th to the Committee on Education; the 28th to the Committee on Military Affairs; the 32d to the Committee on County Courts, and the 36th to the Committee on Banks.

That they had received official information from the Governor, announcing that he had approved and signed sundry enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act to incorporate the Louisville and New Orleans Packet Company.

An act supplemental to the act passed at the present session amending the charter and extending the corporate limits of Elizabethtown, approved February, 1867.

An act to amend an act, entitled "An act to incorporate the Kentucky Insurance Company," approved March 4, 1865.

An act to amend an act to establish courts of common pleas in the 1st, 3d, and 14th judicial districts.

An act to amend an act, entitled "An act to authorize proceedings to be instituted for the forfeiture of the charters of railroad, turnpike, and bridge companies in certain cases," approved 30th January, 1866.

An act for the benefit of B. F. Jameson, sheriff of Hart county.

An act for the benefit of Cleveland & Snodgrass.

An act supplemental to an act to incorporate the Allensville Milling and Manufacturing Company.

An act to change the voting precinct in Hadensville district, in Todd county.

An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

An act to incorporate the Turnersville, McKinney's Station, and Coffee's Mill turnpike road company.

An act for the benefit of the estate of George Brownfield, late clerk of the Larue circuit court.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined enrolled bills, originating in the House of Representatives, of the following titles, viz:

An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

An act to amend an act, entitled "An act to authorize the Graves county court to issue bonds and create a sinking fund to liquidate the same," approved February 3, 1866, chapter 344.

An act to extend the provisions of an act, entitled "An act for the benefit of Hezekiah Combs, late sheriff of Perry county."

An act for the benefit of Green, Marshall & Co.

An act for the benefit of Alfred Kelly and others.

An act to appropriate money to defray expenses of suit of Missouri vs. Kentucky.

An act for the benefit of James M. Harper and Mary Johnson, widow of James A. Johnson, deceased.

An act authorizing the county court of Nelson county to subscribe stock in turnpike roads.

An act for the benefit of Simpson county.

An act to incorporate St. Mark's High School of Louisville.

An act to preserve and perpetuate the Garth Fund.

An act to change the time of holding the Simpson and Butler county circuit courts.

An act for the benefit of Samuel W. Owens, late clerk of the Mason circuit court.

An act for the benefit of W. J. and John Brewer, of Henry county.

An act to authorize the county court of Trimble county to levy an additional ad valorem and poll tax for county purposes.

An act for the benefit of Lewis L. Moore, of McLean county.

An act for the benefit of M. B. Goble, late clerk of Lawrence county.

An act to amend an act organizing the county of Webster, approved February 29, 1860.

An act to change the time of holding the Monroe quarterly court.

An act for the benefit of Thos. H. Richardson and Wm. Webb, justices of the peace for Ballard county.

An act for the benefit of Harlan county.

An act to create and regulate the office of county treasurer for Bourbon county.

An act for the benefit of Montgomery county.

An act for the benefit of the Montgomery county court.

An act to authorize the Logan county court to sell its poor-house and buy a new one.

An act for the benefit of A. Q. Baker, of Boone county.

An act to authorize the Shelby county court to make subscriptions to the capital stock of turnpike road companies.

An act to change the time of holding the circuit courts of Lincoln and Casey counties.

An act to continue in force an act, entitled "An act to increase the compensation to the Public Printer," approved February 25, 1865.

An act supplemental to an act to incorporate the Owensboro and Russellville railroad company.

An act to incorporate the West Union Sons of Louisville.

An act to amend an act, entitled "An act to incorporate the Montgomery and Bath Counties Associated turnpike road company."

An act to provide for election by the people of all officers of the city of Newport.

An act to amend an act, entitled "An act to incorporate the town of Woodburn, Warren county, Kentucky."

An act to incorporate the Auction Mart Association, of Louisville.

An act to incorporate T. W. Wash Lodge, No. 430, Free and Accepted Masons, in Boyle county.

An act to incorporate Deaver Lodge, No. 394, Free and Accepted Masons, in Casey county.

An act to incorporate Liberty Royal Arch Chapter, No. 84.

An act to incorporate the town of Harmony, in Owen county.

And enrolled bills and resolutions, originating in the Senate, of the following titles, viz:

An act to amend the Criminal Code of Practice.

An act to tax income on United States Bonds.

An act to employ and compensate the keeper of the Frankfort Cemetery to keep in order the monuments, graves, and lots therein belonging to the State.

An act for the benefit of the sheriff of Hickman county.

An act to amend an act for the benefit of P. Palmer, late sheriff of Marshall county.

An act to amend the charter of the Old State Road and Ripple Creek turnpike road company, approved March 2d, 1860.

An act to incorporate the town of Shelby City, in the county of Boyle.

An act for the benefit of J. C. Calhoun, sheriff of McCracken county.

An act for the benefit of Thomas E. Barnes, of Marshall county.

An act to charter the Grand Consistory of Kentucky and its subordinates.

An act to incorporate the Paducah and Florence Packet Company.

An act to amend the act incorporating the Paducah and McCracken County Agricultural and Mechanical Association.

An act to amend the charter of the town of Greenupsburg.

An act for the benefit of J. M. Davidson, sheriff of Floyd county.

An act for the benefit of the devisees of Nancy Dunlap, a woman of color.

An act to authorize the county court of Marshall county to issue bonds to build bridges and repair the public roads of said county.

An act to provide for the assessment for taxation of the property of corporations and the more speedy collection of back tax due thereon.

An act to incorporate the Rotary Pump and Engine Company of Covington.

Resolution requesting Congress to donate the Harrodsburg Springs grounds to the Independent Order of Odd Fellows.

Resolution for the benefit of W. C. Halbert.

And had found the same correctly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

The Senate took up for consideration a resolution from the House of Representatives, entitled

Resolution in reference to railroad reports.

Which was twice read and concurred in.

The Senate took up for consideration a bill from the House of Representatives, entitled

An act fixing the terms of the courts of common pleas in the 3d judicial district.

Which bill was read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bill being dispensed with,

Mr. Bruner moved to amend said bill.

And the question being taken thereon, it was decided in the negative.

The yeas and nays being required thereon by Messrs. Cosby and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	Wm. A. Dudley,	J. D. Landrum,
John B. Bruner,	W. C. Halbert,	Philip Swigert,
F. L. Cleveland,	James Harrison,	George Wright—11.
Milton J. Cook,	Henry C. Lilly,	

Those who voted in the negative, were—

John G. Carlisle,	O. P. Johnson,	B. W. Stone,
A. D. Cosby,	John W. F. Parker,	H. Thompson,
Evan M. Garriott,	John A. Prall,	I. C. Winfrey,
John L. Helm,	George C. Riffe,	W. J. Worthington—12.

The question was then taken on ordering said bill to be read a third time, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Helm and Bruner, were as follows, viz:

Those who voted in the affirmative, were—

A. D. Cosby,	O. P. Johnson,	Philip Swigert,
Evan M. Garriott,	John W. F. Parker,	Harrison Thompson,
James Harrison,	Geo. C. Riffe,	I. C. Winfrey,
John L. Helm,	B. W. Stone,	W. J. Worthington—12.

Those who voted in the negative, were—

William S. Botts,	Milton J. Cook,	J. D. Landrum,
John B. Bruner,	W. C. Halbert,	John A. Prall,
F. L. Cleveland,	Henry C. Lilly,	George Wright—9.

Mr. Helm then moved that said bill have its third reading on to-morrow, at 10 o'clock.

And the question being taken thereon, it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruner and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	John L. Helm,	Philip Swigert,
John G. Carlisle,	O. P. Johnson,	Harrison Thompson,
Milton J. Cook,	John W. F. Parker,	I. C. Winfrey,
A. D. Cosby,	George C. Riffe,	W. J. Worthington—14.
Evan M. Garriott,	B. W. Stone,	

Those who voted in the negative, were—

John B. Bruner,	W. C. Halbert,	John A. Prall,
F. L. Cleveland,	James Harrison,	George Wright—8.
W. A. Dudley,	J. D. Landrum,	

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Louisville and Jefferson County railway company.

An act to amend the charter of the Kentucky Silver Lead Mining Association.

An act to change the name of the Phœnix Manufacturing Company of Louisville.

An act to incorporate the Louisville Burial Association.

An act to apportion representation in the Senate and House of Representatives.

An act to incorporate the Paducah Mount Hope Cemetery Company.

An act to incorporate the Henry Clay Gold and Silver Mining Company.

An act to amend the charter of the town of Germantown.

An act to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Flemingsburg," approved February 4th, 1867.

An act to incorporate Bewleyville Lodge, No. 228, Free and Accepted Masons.

An act to amend the law of appeal from county courts.

An act to amend an act, entitled "An act to provide for the arrearages of pay due deceased soldiers," approved August 31, 1862.

An act to incorporate the Paducah Steamboat Building Company.

An act to amend an act, entitled "An act to charter the city of Cynthiana," approved March 9th, 1854.

An act to amend the charter of the Louisville Chemical Works.

An act to amend the charter of the Licking Valley Fire and Marine nsurance Company.

An act to amend the charter of the Evansville, Henderson, and Nashville railroad company, approved 29th January, 1867.

An act to incorporate the Paducah and Cumberland River Packet Company.

An act for the benefit of the town of Mayfield.

An act for the benefit of the Farmers' Mutual Insurance Company, and the Security Fire Insurance Company, of the city of Louisville.

An act to amend the police laws of the town of Warsaw.

An act to incorporate the Rural Academy, of Fulton county.

An act for the benefit of the children of James B. Clay.

An act to incorporate the Washington Street Colored Baptist Church of Paducah.

An act to amend an act incorporating the Paducah Southern Iron Works, approved January 26, 1858, and an act amendatory thereof, approved February 22, 1860.

An act to amend an act, entitled "An act to amend and reduce into one the several acts incorporating the town of Flemingsburg."

An act to provide for the removal of the county seat of Kenton county.

An act to amend an act, entitled "An act to incorporate the Elk Fork Petroleum, Coal, Salt, and Iron Manufacturing Company," approved June 3, 1865.

An act for the benefit of the Lexington, Harrodsburg, and Perryville turnpike road company.

An act to amend an act to pay military claims audited by the Quarter-Master General, approved March 5, 1867.

And then the Senate adjourned.

SATURDAY, MARCH 9, 1867.

A message was received from the House of Representatives, announcing that they had disagreed to bills originating in the Senate, of the following titles, viz:

An act concerning the Board of Internal Improvement.

An act to empower jailers to summon and control guards.

An act to amend section 10 of the charter of the city of Cynthiana.

An act to amend an act, entitled "An act to amend section 4, article 3, chapter 17, of the Revised Statutes, title 'Clerks.'"

An act for the benefit of Clinton county.

That they had concurred in the amendment proposed by the Senate to an amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act to increase the resources of the Sinking Fund, and to provide for the immediate payment of the State debt.

That they had passed bills from the Senate of the following titles, viz:

An act to amend an act, approved 17th February, 1866, entitled "An act to amend an act to amend article 3, chapter 86, Revised Statutes, approved September 30th, 1861."

An act for the benefit of the trustees of the Christian Church of Williamstown.

An act to charter the Louisville Young Men's Christian Association.

An act to incorporate Chrystal Division, No. 67, Sons of Temperance.

An act to amend chapter 28, section 11, Revised Statutes, entitled "Crimes and Punishments."

An act to provide for the punishment of persons selling goods with false brands, &c.

An act to authorize the Ohio county court to levy an additional tax to build bridges and repair roads in said county.

An act for the benefit of T. B. Fitch, late sheriff of Lewis county.

An act to amend section 21, chapter 7, Revised Statutes, title "Boats and Navigation."

An act to incorporate the Western Coal Company.

An act to incorporate the Salt Lick, Esculapia, and Mount Carmel turnpike road company.

An act to change the line between districts No. 11 and No. 6, in Graves county.

An act to amend an act, entitled "An act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville turnpike road company."

An act to tax shares of capital stock in banks and banking associations, established under a law of Congress of the United States of America, usually denominated National Banks.

An act to amend the 3d article of chapter 86 of the Revised Statutes.

An act to prohibit the sale of spirituous, malt, or vinous liquors in the town of Grundy or within one mile of its limits.

An act to amend chapter 28, article 4, title "Crimes and Punishments," of the Revised Statutes.

An act to amend the law in relation to Agent of the Auditor.

An act to amend the charter of the Lexington and Big Sandy railroad company, Western Division.

An act to incorporate the Cincinnati, Louisville, and Covington People's Mutual Coal Company.

An act to incorporate Breckinridge Lodge, No. 67, Ancient York Masons.

An act to incorporate the Hawesville Deposit Bank.

An act amending the charter of the Frankfort Female College.

An act to charter the Central Market Company of Louisville.

An act to amend the penal laws of Kentucky.

An act for the benefit of W. O. Murrell, of Adair county.

With an amendment to the last named bill.

Which last named bill, together with the amendment proposed by the House of Representatives, was taken up, twice read, and concurred in.

That they had disagreed to bills from the Senate of the following titles, viz:

An act to amend the charter of the Metropolitan Bank of Louisville,

An act amending section 879 of the Civil Code of Practice, concerning appeals.

An act for the benefit of the Institution for the Blind.

That they had concurred in the amendments proposed by the Senate to bills from the House of Representatives of the following titles, viz:

An act to amend an act, entitled "An act to incorporate the Stanford and Richmond railroad company," approved 27th February, 1867.

An act for the benefit of John S. Jackson.

An act for the benefit of E. S. Graham.

An act for the benefit of James T. Applegate, late sheriff of Pendleton county.

An act for the benefit of John H. Allison, sheriff of Lawrence county.

An act for the benefit of Henry Hill, late jailer of Grayson county.

An act to incorporate the Bank of Commerce.

An act to incorporate the Bourbon Bank.

An act to incorporate the Central Financial Association of Danville.

An act to amend an act, entitled "An act to reduce into one and digest the acts and amendatory acts incorporating the city of Lexington," approved February 16th, 1867.

An act to incorporate the Maxville, Aliceton, and Rolling Fork turnpike road company.

An act to incorporate the North Middletown and Cane Ridge turnpike road company.

An act to protect the farmers of Jefferson county from trespass.

An act declaring the Russellville Herald a public authorized news paper.

An act to legalize the building of a mill dam across the North Fork of the Kentucky river, near the mouth of First creek.

An act to incorporate the Farmers' and Drovers' Insurance Company of Kentucky.

An act to incorporate the Owingsville and McIntyre Ferry turnpike road company.

An act to incorporate the Wyoming and Bald Eagle turnpike road, in Bath county.

An act to incorporate the Owingsville and Sherburn turnpike road company.

An act to protect the farmers of Boone county against certain trespasses.

An act to amend the charter of the Winchester and Mt. Sterling turnpike road company,

That they had passed bills of the following titles, viz:

1. An act to repeal the 1st section of an act, entitled "An act for the benefit of J. H. Hutcheson," approved 5th February, 1861.

2. An act authorizing the Governor to supply the county courts of this Commonwealth with measures and weights.

3. An act to amend section 1 of an act, entitled "An act to prevent the wanton destruction of fish in Green river and its tributaries," and section 21, chapter 7, of the Revised Statutes.

4. An act to prevent trapping, seining, or netting in the Grassy Lick and Somerset creeks, in Montgomery county.

5. An act to legalize certain acts of the Garrard county court.

6. An act establishing quarterly courts in the county of Josh Bell.

7. An act for the benefit of G. T. Wood, late clerk of the Hart circuit court, and James A. Dawson, clerk of the Hart county court.

8. An act creating an additional voting and justices' district in Wolfe county.

9. An act requiring the assessors of tax in this Commonwealth to report the first name in full of all persons whose lists they may take.

10. An act authorizing the Washington county court to levy an additional ad valorem tax to pay the debts of said county.

11. An act supplemental to and amending an act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville turnpike road company, approved 13th February, 1867.

12. An act exempting flatboats and other crafts above the influence of slackwater from paying tolls.

13. An act to amend sections 13 and 14, chapter 67, Revised Statutes.

14. An act authorizing the counties, towns, and cities through or near which the Evansville, Henderson, and Nashville railroad may run, to issue bonds to aid in building said railroad.

15. An act for the benefit of the Cedar Creek turnpike road company.

16. An act for the benefit of the town of Eminence.

17. An act to amend the charter of the Security Insurance Company.

18. An act concerning toll gates on the Eminence and Shelbyville turnpike road.

19. An act for the benefit of the sureties of Thomas S. Page.

20. An act to incorporate the Union Club of the city of Louisville.

21. An act to incorporate the Columbia Royal Arch Chapter, No. 7, of Free and Accepted Masons.

22. An act to incorporate the Columbia Lodge, No. 96, of Free and Accepted Masons.

23. An act to amend the charter of the Louisville Insurance and Banking Company.

24. An act to allow Elijah Moreman, a man of color, to join in wedlock people of his own race in this Commonwealth.

25. An act for the benefit of county attorneys.

26. An act to amend the charter of the town of Danville, Boyle county.

27. An act exempting Butler county from the provisions of an act, entitled "An act to prohibit judges from bringing suits to settle estates of deceased persons," approved February 11, 1867.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with, they were referred—the 1st, 7th, 9th, 10th, 14th, and 19th to the Committee on Finance; the 2d, 3d, 13th, 21st, 22d, 25th, 26th, and 27th to the Committee on Revised Statutes; the 4th, 11th, 12th, 15th, and 18th to the Committee on Internal Improvement; the 5th and 6th to the Committee on County Courts; the 8th to the Committee on Privileges and Elections; the 16th, 17th, 20th, and 24th to the Committee on the Judiciary, and the 23d to the Committee on Banks.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Harrison, from the Committee on the Judiciary—

An act authorizing the Louisville chancery court to close Pope street.

By same—

An act to cede to the United States the jurisdiction over the

National Cemeteries in this State, to exempt from taxation, and to protect the same.

By same—

An act for the benefit of Mercer county.

By Mr. Helm, from the Committee on Privileges and Elections—

An act for the benefit of A. J. Mershon.

By same—

An act to create an additional justices' district and voting precinct in Pulaski county.

By same—

An act to create an additional voting district in Metcalfe county.

By same—

An act to change the place of voting in Union School-house precinct, in Christian county.

By same—

An act to change a precinct line in Scott county.

By same—

An act to provide an additional voting place in Washington county.

By same—

An act in relation to the Laurel Springs election and magistrates' district, in Bath county.

By Mr. Bruner, from the Committee on Revised Statutes—

An act incorporating the Kentucky Mining and Smelting Company.

By same—

An act to incorporate the Kentucky Lodge, No. 5, Brit Abraham, of Louisville.

By same—

An act to provide further for the distribution of Cofer's Digest.

By same—

An act to amend section 1, article 2, chapter 99, of the Revised Statutes, entitled "Licensed Merchants," so far as the same relates to the counties of Madison and Henry.

By same—

An act to amend chapter 15 of the Revised Statutes, title "Citizens, Expatriation, and Aliens."

By same—

An act to amend section 1 of an act, entitled "An act to prevent the wanton destruction of fish in Green river and its tributaries," and section 21, chapter 7, of the Revised Statutes.

By same—

An act to authorize the Governor to supply the county courts of this Commonwealth with weights and measures.

By Mr. Carlisle, from the same committee—

An act to change the time of holding the courts in the 11th judicial district.

By same—

An act in relation to common carriers, their agents and servants.

By Mr. Harrison, from the Committee on the Judiciary—

An act to amend the charter of the Security Insurance Company.

By same—

An act for the benefit of the town of Eminence.

By same—

An act to allow Elijah Moreman, a man of color, to join in wedlock people of his own race in this Commonwealth.

By Mr. Botts, from the Committee on Finance—

An act authorizing the counties, towns, and cities through or near which the Evansville, Henderson, and Nashville railroad may run, to issue bonds to aid in building said railroad.

By same—

An act for the benefit of the sureties of Thomas S. Page.

By same—

An act requiring the assessors of tax in this Commonwealth to report the first name in full of all persons whose lists they may take.

An act to amend an act appropriating money to pay witnesses, contestants, and others, in the several contested election cases which have been heard and determined during the present session, approved February 17, 1866.

By same—

An act for the benefit of James M. Kennedy.

By same—

An act for the benefit of Julius Hacker, administrator of James Hacker, deceased, late sheriff of Owsley county.

By same—

An act for the benefit of Nelson Dickerson, late sheriff of Jessamine county.

By same—

An act for the benefit of James Hogg, sheriff of Letcher county.

By same—

An act for the benefit of Julius Hacker, late sheriff of Owsley county.

By same—

An act for the benefit of Henry Lucas, formerly a sheriff of McLean county.

By same—

An act for the benefit of James H. Reynolds, late sheriff of Adair county.

By same—

An act for the benefit of G. W. Carson, sheriff of Wolfe county.

By same—

An act for the benefit of Joseph Morehead.

By same—

An act for the benefit of G. T. Wood, late clerk of the Hart circuit court, and James A. Dawson, late clerk of the Hart county court.

By same—

An act to repeal the 1st section of an act, entitled "An act for the benefit of J. H. Hutchison," approved 5th of February, 1861.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to amend the charter of the Security Insurance Company.

By same—

An act to incorporate Columbia Royal Arch Chapter, No. 7, of Free and Accepted Masons.

By Mr. Wright, from the Committee on Education—

An act to incorporate the Logan Female College.

By same—

An act to authorize school district No. 7, in Washington county, to levy a tax for school purposes.

By Mr. W. J. Worthington, from the Committee on County Courts—

An act authorizing the Washington county court to levy an additional ad valorem tax to pay the debts of said county.

By same—

An act establishing quarterly courts in the county of Josh Bell.

By same—

An act to legalize certain acts of the Garrard county court.

By Mr. Swigert, from the Committee on Internal Improvement—

An act for the benefit of the Cedar Creek turnpike road company.

By same—

An act concerning toll gates on the Eminence and Shelbyville turnpike road.

Ordered, That said bills be read a third time.

The constitutional provision as to the third reading of said bills being dispensed with,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Botts, from the Committee on Finance, to whom had been referred the proposed amendment of the House of Representatives to a bill from the Senate, entitled

An act for the benefit of W. O. Murrell, of Adair county,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, with the expression of opinion that said bills ought not to pass, viz:

By Mr. Garriott, from the Committee on Propositions and Grievances—

An act to change the line between Breathitt and Wolfe counties.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to amend the charter of the Ship Building and Lumber Company.

By same—

An act to amend section 9, article 25, chapter 28, of the Revised Statutes.

By same—

An act to amend sections 13 and 14, chapter 67, Revised Statutes.

By Mr. Harrison, from the Committee on the Judiciary—

An act to incorporate the Union Club of the city of Louisville.

By Mr. Bruner, from the Committee on Revised Statutes—

An act to amend the charter of the town of Danville.

And the question being taken on ordering said bills to be read a third time, it was decided in the negative.

So said bills were disagreed to.

Mr. Parker, from the Committee on Military Affairs, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of James W. Finnie,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Harrison, from the Committee on the Judiciary, to whom had been referred the disagreement of the House of Representatives to an amendment proposed by the Senate to a bill originating in the House of Representatives, entitled

An act changing the name of Lafayette and of Jacob streets, in the city of Louisville,

Reported the same, with the expression of opinion that the Senate should recede from said proposed amendment.

And the question being taken thereon, it was decided in the affirmative.

Mr. Harrison, from the same committee, to whom had been referred a bill from the House of Representatives, entitled

An act for the benefit of the Red River Iron Manufacturing Company,

Reported the same without amendment.

Ordered, That said bill be read a third time.

Said bill was then read a third time.

[*For bill—see Session Acts*, 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	W C. Halbert,	John A. Prall,
John B. Bruner,	James Harrison,	George C. Riffe,
F. L. Cleveland,	John L. Helm,	B. W. Stone,
Milton J. Cook,	O. P. Johnson,	Philip Swigert,
A. D. Cosby,	Henry C. Lilly,	H. Thompson,
Wm. A. Dudley,	J. D. Landrum,	W. J. Worthington,
Evan M. Garriott,	John W. F. Parker,	George Wright—23.
Wm. H. Grainger,	Elijah Patrick,	

In the negative—I. C. Winfrey.

Resolved, That the title of said bill be as aforesaid.

Mr. Helm, from the Committee on Privileges and Elections, to whom was referred a bill from the House of Representatives, entitled

An act to provide for the election of a Senator in the 23d Senatorial District,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The question was then taken on dispensing with the third reading of said bill, and it was decided in the negative.

The yeas and nays being required thereon by Messrs. Bruner and Harrison, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	W. C. Halbert,	B. W. Stone,
John G. Carlisle,	James Harrison,	Philip Swigert,
A. D. Cosby,	John L. Helm,	Harrison Thompson,
Wm. A. Dudley,	O. P. Johnson,	I. C. Winfrey—13.
Evan M. Garriott,		

Those who voted in the negative, were—

John B. Bruner,	Henry C. Lilly,	George C. Riffe,
Milton J. Cook,	J. D. Landrum,	George Wright—8.
Wm. H. Grainger,	John A. Prall,	

The Senate took up for consideration a bill from the House of Representatives, entitled

An act to fix the terms of the courts of common pleas in the 3d judicial district.

Which bill was read a third time.

[*For bill—see Session Acts*, 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon by Messrs. Bruner and Cook, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	W. C. Halbert,	B. W. Stone,
John G. Carlisle,	John L. Helm,	Philip Swigert,
A. D. Cosby,	O. P. Johnson,	Harrison Thompson,
Wm. A. Dudley,	John W. F. Parker,	I. C. Winfrey,
Evan M. Garriott,	Geo. C. Riffe,	W. J. Worthington—15.

Those who voted in the negative, were—

John B. Bruner,	Wm. H. Grainger,	J. D. Landrum,
F. L. Cleveland,	James Harrison,	John A. Prall,
Milton J. Cook,	Henry C. Lilly,	George Wright—9.

Resolved, That the title of said bill be as aforesaid.

Mr. Parker, from the Committee on Military Affairs, to whom was referred a bill from the House of Representatives, entitled

An act for the benefit of certain men who belonged to the State troops,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

The question was then taken on the passage of said bill, and it was decided in the affirmative.

[*For bill—see Session Acts*, 1867.]

The yeas and nays being required thereon by Messrs. Dudley and Bruner, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	O. P. Johnson,	Elijah Patrick,
F. L. Cleveland,	Henry C. Lilly,	Philip Swigert,
Milton J. Cook,	J. D. Landrum,	I. C. Winfrey,
A. D. Cosby,	John W. F. Parker,	W. J. Worthington—13.
Wm. H. Grainger,		

Those who voted in the negative, were—

John B. Bruner,	W. C. Halbert,	B. W. Stone,
John G. Carlisle,	James Harrison,	Harrison Thompson,
W. A. Dudley,	George C. Riffe,	George Wright—10.
Evan M. Garriott,		

Resolved, That the title of said bill be as aforesaid.

Mr. Swigert moved to reconsider the vote by which the Senate on yesterday disagreed to the passage of a bill from the House of Representatives, entitled

An act to change the location of toll-gate No. 7 on the Maysville, Washington, and Lexington turnpike road.

And the question being taken thereon, it was decided in the affirmative.

The question was then taken on reconsidering the vote by which the third reading of said bill was dispensed with, and also the vote by which it was ordered to be read a third time, and it was decided in the affirmative.

Mr. Swigert then moved an amendment as a substitute for said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Bills of the following titles were reported from the several committees directed to prepare and bring in the same, viz:

By Mr. Carlisle, from the Committee on Revised Statutes—

A bill to amend the charter of the city of Covington.

By same—

A bill to incorporate the town of South Covington.

By same—

A bill to incorporate the Cincinnati, Covington, and Cumberland Gap railroad.

By Mr. Harrison, from the Committee on the Judiciary—

A bill supplemental to an act to amend the law in relation to the selection and payment of jail guards, approved March 9, 1867.

By Mr. Botts, from the Committee on Finance—

A bill in relation to the Bank of Kentucky.

By Mr. Bruner, from the Committee on Revised Statutes—

A bill authorizing a change of venue in the case of Sidney and others, of color, against May's administrator.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills having been dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

Mr. Carlise, from the Committee on Revised Statutes, to whom had been referred a bill from the House of Representatives, entitled

An act to charter the Covington and Shelbyville railroad company,

Reported the same, with the expression of opinion that said bill ought not to pass.

The question was then taken on ordering said bill to be read a third time, and it was decided in the affirmative.

The question was then taken on dispensing with the third reading of said bill, and it was decided in the negative, four fifths of the number not having voted therefor.

The yeas and nays being required thereon by Messrs. Lilly and Cleveland, were as follows, viz:

Those who voted in the affirmative, were—

John G. Carlisle,	O. P. Johnson,	Elijah Patrick,
F. L. Cleveland,	Henry C. Lilly,	John A. Prall,
A. D. Cosby,	J. D. Landrum,	George C. Riffe,
Evan M. Garriott,	John W. F. Parker,	I. C. Winfrey—13.
John L. Helm,		

Those who voted in the negative, were—

William S. Botts,	Wm. A. Dudley,	Philip Swigert,
John B. Bruner,	W. H. Grainger,	George Wright—8.
Milton J. Cook,	James Harrison,	

A message was received from the House of Representatives, announcing that they had concurred in an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act to change the location of toll-gate No. 7 on the Maysville, Washington, and Lexington turnpike road.

Mr. Carlisle, from the Committee on Revised Statutes, to whom was referred a bill from the House of Representatives, entitled

An act to appropriate money to pay the debts created for repairs on the Green, Barren, and Kentucky rivers,

Reported the same without amendment.

Mr. Harrison moved an amendment as a substitute for said bill.

Which was adopted.

Ordered, That said bill, as amended, be read a third time.

Said bill was then read a third time.

[*For Bill—see Session Acts*, 1867.]

The question was then taken on the passage of said bill, and it was decided in the affirmative.

The yeas and nays being required thereon in pursuance of a provision of the Constitution, were as follows, viz:

Those who voted in the affirmative, were—

Wm. S. Botts,	John L. Helm,	B. W. Stone,
Jno. G. Carlisle,	O. P. Johnson,	Philip Swigert,
A. D. Cosby,	Henry C. Lilly,	Harrison Thompson,
W. A. Dudley,	J. D. Landrum,	I. C. Winfrey,
Evan M. Garriott,	Elijah Patrick,	W. J. Worthington,
William H. Grainger,	John A. Prall,	George Wright—20.
James Harrison,	George C. Riffe,	

Those who voted in the negative, were—

John B. Bruner,	Milton J. Cook,	W. C. Halbert—4.
F. L. Cleveland,		

Resolved, That the title of said bill be as aforesaid.

The Senate, according to order, took up for consideration a resolution originating in the House of Representatives, entitled

Resolution in relation to the death of E. L. VanWinkle, late Secretary of State.

[*For Resolution—see Session Acts*, 1867.]

Which was twice read and concurred in.

A message was received from the House of Representatives, announcing that they had concurred in an amendment proposed by the Senate to a bill from the House of Representatives, entitled

An act appropriating money to pay the debts created for repairs on Green, Barren, and Kentucky rivers.

That they had passed bills from the Senate of the following titles, viz:

An act to amend the charter of the city of Covington.

An act to incorporate the town of South Covington.

An act to incorporate the Cincinnati and Covington, and Cincinnati and Cumberland Gap railroad company.

An act supplemental to amend the law in relation to the selection and payment of jail guards, approved March 9, 1867.

An act in relation to the Bank of Kentucky.

An act authorizing a change of venue in the case of Sidney and others, of color, against May's administrator

Bills from the House of Representatives of the following titles were reported from the several committees to whom they had been referred, viz:

By Mr. Botts, from the Committee on Finance—

An act for the benefit of John W. Combs, late sheriff of Woodford county.

By Mr. Swigert, from the Committee on Internal Improvement—

An act exempting flatboats and other crafts above the influence of slackwater from paying tolls.

On motion, said bills were laid on the table.

The Senate took up for consideration a resolution from the House of Representatives, entitled

Resolution in relation to the Southern Bank of Kentucky.

Which was twice read and concurred in.

Mr. Botts, from the Committee on Finance, to whom had been referred the amendment proposed by the House of Representatives to a bill from the Senate, entitled

An act for the benefit of B. F. Jameson, sheriff of Hart county,

Reported the same, with the expression of opinion that said amendment should be concurred in.

And the question being taken thereon, it was decided in the affirmative.

Mr. J. D. Landrum, from the Committee on Education, to whom was referred a bill from the House of Representatives, entitled

An act providing for the submission to a vote of the people of the State the question of an increase of the State school tax,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The question was then taken on dispensing with the third reading of said bill, and it was decided in the negative, four fifths not voting therefor.

The yeas and nays being required thereon by Messrs. Wright and Winfrey, were as follows, viz:

Those who voted in the affirmative, were—

William S. Botts,	John L. Helm,	John A. Prall,
John B. Bruner,	Henry C. Lilly,	Philip Swigert,
F. L. Cleveland,	J. D. Landrum,	Harrison Thompson,
Milton J. Cook,	John W. F. Parker,	I. C. Winfrey,
W. C. Halbert,	Elijah Patrick,	W. J. Worthington—15.

Those who voted in the negative, were—

John G. Carlisle,	O. P. Johnson,	George Wright—5.
Wm. A. Dudley,	Geo. C. Riffe,	

A message in writing was received from the Governor by Mr. Page, Assistant Secretary of State.

Which was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., March 9th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent the following persons to be Notaries Public for the counties named, viz:

F. G. Fox, of Boyle county.
Jas. T. Bramlette, of Jefferson county.
H. H. Skiles, of Warren county.

THOS. E. BRAMLETTE,
Governor of Kentucky.

Resolved, That the Senate advise and consent to said appointments.

Mr. Swigert, from the Committee on Internal Improvement, to whom had been referred a bill from the House of Representatives, entitled

An act to prevent trapping, seining, or netting in the Grassy Lick and Somerset creeks, in Montgomery county,

Reported the same without amendment.

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Winfrey, from the Committee on Enrollments, reported that the committee had examined enrolled bills and a resolution, which originated in the Senate, of the following titles, viz:

An act to incorporate the Washington Fire Company of Flemingsburg.

An act for the benefit of the Kentucky Penitentiary.

An act to establish the boundaries and taxable limits and to amend the charter of the city of Louisville.

An act to incorporate the Security Bank.

An act requiring judges of the county courts and justices of the peace to execute bond.

An act to regulate the time of holding the court of common pleas in the 1st, 3d, and 14th judicial districts.

An act to incorporate the Kentucky Coal, Iron, and Manufacturing Company.

An act to amend an act, entitled "An act to provide for auditing and paying military claims."

An act to continue in force the 3d section of an act in relation to the banks of the State, approved March 14, 1862, and re-enact an act approved February 20, 1864.

An act in relation to idiots and lunatics.

An act to incorporate the Cincinnati, Lexington, and East Tennessee railroad.

An act directing the purchase of the Kentucky Codes of Practice edited by Harvey Myers.

An act to repeal so much of an act, approved February 6, 1866, as relates to the trustees of the town of Marion.

An act for the benefit of A. C. Bowman, late sheriff of Breathitt county.

An act to designate the manner of payment of salaries and appropriations by the General Assembly, and the allowances by courts of the State of Kentucky.

An act to amend an act to authorize guardians, trustees of wards, *cestui que trusts* to make investments in real estate, approved February 21, 1863.

An act to authorize the presiding judge of the Kenton county court to change the boundaries of voting precincts in the city of Covington, and to establish additional voting princincts in said city.

An act to amend the charter of the city of Covington.

An act to amend the city charter of Paducah, approved March 10, 1856.

An act for the benefit of the marshal of the town of Monticello.

An act for the benefit of W. S. Jackman, late sheriff of Russell county.

An act for the benefit of W. M. Shipp.

An act to incorporate the Augusta and Dover turnpike road company.

An act to incorporate the Day's Mill and Tilton turnpike road company.

An act to fix the compensation of the members of the General Assembly.

An act to amend an act incorporating the Elizabethtown and Paducah railroad company.

An act to provide for a mounted police for the county of Fayette.

An act for the benefit of H. C. Cole, late teacher in common school district No. 11, in the county of Lewis.

An act for the benefit of common school district No. 32, in the county of Fleming.

An act to provide for the punishment of persons selling goods with false brands.

An act to amend section 21, chapter 7, Revised Statutes, title "Boats and Navigation."

An act for the benefit of J. B. Fitch, late sheriff of Lewis county.

An act to change the line between districts Nos. 11 and 6, in Graves county.

An act to incorporate Chrystal Division, No. 67, Sons of Temperance.

An act for the benefit of John W. Combs, late sheriff of Woodford county.

An act to amend chapter 28, section 22, Revised Statutes, entitled "Crimes and Punishments."

An act to authorize the Ohio county court to levy an additional tax to build bridges and repair roads in said county.

An act to charter the Louisville Young Men's Christian Association.

An act for the benefit of the trustees of the Christian Church of Williamstown.

An act to fix the rent of the Kentucky Penitentiary.

An act to amend the penal laws of Kentucky.

An act to amend an act, approved 17th February, 1866, entitled "An act to amend an act to amend article 3, chapter 86, Revised Statutes," approved 30th September, 1861.

An act to increase the resources of the Sinking Fund, and to provide for the immediate payment of the State debt.

An act to amend an act, entitled "An act authorizing the presiding judge of the Kenton county court to hold quarterly terms at Covington."

An act to amend an act, entitled "An act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville turnpike road company."

An act to consolidate the towns of Jamestown and Brooklyn, in Campbell county, and incorporate the city of Dayton.

An act to charter the Central Market Company of Louisville.

An act to amend chapter 28, article 4, title "Crimes and Punishments," of the Revised Statutes.

An act to amend the law in relation to the Agent of the Auditor.

An act to incorporate the Flemingsburg and Mayslick turnpike road company.

An act to incorporate the Webster Coal Company.

An act to incorporate the Salt Lick, Esculapia, and Mount Carmel turnpike road company.

An act amending the charter of the Frankfort Female College.

An act to incorporate the Hawesville Deposit Bank.

An act to amend the charter of the city of Covington.

Resolution to pay S. P. Love $76 45, his costs in contested election against O. P. Johnson.

Also, enrolled bills and resolutions, which originated in the House of Representatives of the following titles, viz:

An act for the benefit of John S. Jackson.

An act to incorporate the Murray Royal Arch Chapter, No. 92, of Free and Accepted Masons, in the town of Murray, Calloway county.

An act to incorporate the North Middletown and Cane Ridge turnpike road company.

An act to amend an act, entitled "An act to incorporate the Mt. Sterling, Winchester, Owingsville, and Jeffersonville turnpike road company," approved March 1st, 1848.

An act concerning the limits of the town of Harrodsburg.

An act to change the corporate limits of the town of Catlettsburg.

An act to amend an act to incorporate the town of London.

An act to repeal an act, entitled "An act to divide Poosey precinct, in Madison county," approved February 13th, 1866.

An act for the benefit of Archie Austin, of the county of Josh Bell.

An act giving W. S. Hicks, of Henderson county, further time to pay in the balance of the revenue for the year 1866.

An act to amend an act, entitled "An act to incorporate the Stanford and Richmond railroad company," approved 27th February, 1867.

An act to incorporate the Kentucky Charity Dispensary.

An act to amend an act, entitled "An act to incorporate the Falls City Bank," approved January 21, 1865.

An act for the benefit of John H. Butler, late sheriff of Allen county.

An act to amend the law in relation to the selection and payment of jail guards.

An act to reduce into one the several acts in regard to the town of Lancaster.

An act for the benefit of negroes and mulattoes in this Commonwealth.

An act declaring the Russellville Herald a public authorized newspaper.

An act to incorporate the Farmers' and Drovers' Insurance Company of Kentucky.

An act to increase and change the voting precinct, Stephensburg, No. 4, in Hardin county.

An act establishing an additional voting place in Graves county.

An act to change the voting place in precinct No. 3, in Green county.

An act to change the name of Goose Horn precinct, in Barren county, and for other purposes.

An act to create an additional election precinct in Henry county.

An act to change the line between voting districts in Adair county.

An act to change the voting place in Prewitt's Knob.

An act to change a voting place in Larue county.

An act to change the boundary line between districts Nos. 1 and 8, in Carter county.

An act to change the voting precinct in Hampton's district, in Morgan county.

An act to protect the farmers of Jefferson and Campbell counties from trespass.

An act further to provide for changes of venue in civil actions.

An act to incorporate the Owingsville and McIntyre Ferry turnpike road company.

An act to incorporate the Wyoming and Bald Eagle turnpike road, in Bath county.

An act to incorporate the Owingsville and Sherburn turnpike road company.

An act to amend an act, entitled "An act to reduce into one and digest the acts and amendatory acts incorporating the city of Lexington," approved February 16th, 1867.

An act for the benefit of certain common school districts in this State.

An act concerning the county roads in Henderson, Union, and Taylor counties.

An act to amend an act for the benefit of the Lancaster and Crab Orchard turnpike road company, approved February 17, 1866.

An act to amend an act to incorporate the Danville, Dix River, and Lancaster turnpike road company, approved February 24, 1854.

An act to incorporate the Walnut Flat and Hall's Gap turnpike road company.

An act to incorporate the Cedar Creek and Cox's Gap turnpike road company.

An act to incorporate the South Elkhorn, Keene, and Delaney's Ferry turnpike road company.

An act to amend the charter of the Louisville City railway company.

An act for the benefit of the Sardis turnpike road company, in Mason county.

An act for the benefit of turnpike roads within this State.

An act to authorize the building of dam across the North Fork of the Kentucky river.

An act to amend an act to incorporate the Pine Grove and Bourbon County turnpike road company.

An act for the benefit of Alexander Hannah, of Carter county.

An act declaring Wolf Lick creek navigable, in Logan county.

An act to repeal an act, entitled "An act for the benefit of the Board of Internal Improvement for Scott county," approved January 21st, 1865.

An act declaring Mayfield creek navigable.

An act to legalize the building of a mill dam across the North Fork of the Kentucky river, near the mouth of First creek.

An act to incorporate the Upper Blue Lick turnpike road, in Mason county.

An act to incorporate the Mayslick and Murphysville turnpike road company, in Mason county.

An act to incorporate the Lewisburg and Taylor's Mill turnpike road, in Mason county.

An act to incorporate the Owingsville and McCormick turnpike road company, in Bath county.

An act to incorporate the town of White Mills, in Hardin county.

An act to incorporate the Elizabethtown Town Hall Company.

An act to legalize the election of the town officers of Falmouth, in Pendleton county.

An act for the benefit of Fayette county.

An act for the benefit of the trustees of Union Meeting-house, in Lewis county.

An act amending the laws in relation to the town of Grayson, in Carter county.

An act requiring Wm. Kibby, of Carter county, to build a slope to his mill dam in Little Sandy river.

An act authorizing the Franklin county court to subscribe money in aid of the Cedar Creek turnpike road company.

An act concerning the police judge and marshal of Newcastle.

An act for the benefit of the town of Mayfield, in Graves county.

An act further to amend the act in relation to Elizabethtown, and to extend its boundaries, approved February 27, 1867.

An act for the benefit of T. Fowler & Co.

An act in regard to Home Guard and other arms in the hands of citizens of this State.

An act to incorporate the Farmers' and Merchants' Exchange of Lexington.

An act to amend the charter of the town of Bowling Green.

An act to incorporate the J. Speed Smith Lodge, No. 298, Free and Accepted Masons, of Willisburg, Washington county.

An act to amend the charter of the Winchester and Lexington turnpike road company.

An act to incorporate Fairview Lodge, No. 214, Free and Accepted Masons.

An act to incorporate the Pine Knob turnpike road company.

An act to incorporate the St. Louis and Nashville railroad company.

An act to incorporate the Worthville, Port Royal, and Newcastle turnpike road company.

An act to authorize the city of Henderson to issue bonds for railroad purposes.

An act to incorporate the Louisville Commercial Company.

An act to amend the charter of the Paris and Georgetown turnpike road company.

An act to incorporate the Pleasureville and Demaree's Store turnpike road company.

An act to amend the charter of the Ruddle's Mills and Shawhan's Station turnpike road company.

An act to incorporate the Cooper's Run turnpike road company.

An act to incorporate the Paris and Ruddle's Mills turnpike road company.

An act to incorporate the Jacksonville and Newtown turnpike road company.

An act to incorporate Murray Lodge, No. 105, of Free and Accepted Masons, in the town of Murray, county of Calloway.

An act to incorporate the Richenour turnpike road company, in the county of Campbell.

An act to incorporate the Louisville Journal Company.

An act to amend the charter of the city of Newport.

An act to amend the laws of Georgetown.

An act for the benefit of the Parksville turnpike road company.

An act to incorporate the town of Parksville, in Boyle county.

An act to incorporate Jerusalem Lodge, No. 9, Ancient York Masons.

An act to charter the Kentucky Wine Company.

An act fixing the terms of the courts of common pleas in the 3d judicial district.

An act for the benefit of A. J. Mershon.

An act to enable the court of claims of Grayson county to levy a tax and pay a claim due to Henry Hill for medicines and extra attention to B. F. Dewees.

An act to protect the farmers of Boone county against certain trespasses.

An act for the benefit of James T. Applegate, late sheriff of Pendleton county.

An act to amend the charter of the Winchester and Mt. Sterling turnpike road company,

An act to incorporate the Bank of Commerce.

An act to incorporate the Central Financial Association of Danville.

An act to incorporate the Louisville Marine Association.

An act to incorporate the Lancaster City Hall Association.

An act to incorporate the Pleasant View Baptist Church, in Owen county.

An act to incorporate the Maxville, Aliceton, and Rolling Fork turnpike road company.

An act to amend chapter 15 of the Revised Statutes, title "Citizens, Expatriation, and Aliens."

An act to change the time of holding the courts in the 11th judicial district.

An act to increase the salary of the State Librarian.

An act to authorize the Governor to supply the county courts of this Commonwealth with weights and measures.

An act to amend section 1 of an act, entitled "An act to prevent the wanton destruction of fish in Green river and its tributaries," and section 21, chapter 7, of the Revised Statutes.

An act for the benefit of the several county courts of this State.

An act to establish an additional justices' district and voting precinct in Pike county.

An act for the benefit of John H. Allison, sheriff of Lawrence county.

An act to charter the Pleasant Hill and Jessamine County turnpike road company.

An act for the benefit of school district No. 1, in Harrison county, and other school districts similarly situated.

An act to amend and repeal part of an act, approved 18th of December, 1865, entitled "An act to amend an act to authorize the city of Paris to raise by taxation a fund for the support of public schools."

An act for the benefit of school district No. 54, in Caldwell county.

An act to amend an act, entitled "An act to charter the Planters' Bank of Kentucky at Owensboro."

An act for the benefit of Michael Razor.

An act to amend section 1, article 2, chapter 99, of the Revised Statutes, entitled "Licensed Merchants," so far as the same relates to the counties of Madison and Henry.

An act to provide certain books for the use of the Bath circuit and county courts.

An act legalizing certain proceedings of the Garrard circuit court for the benefit of Jas. H. Buford, Elizabeth Buford, and John H. West.

An act to incorporate the Texas Academy, at Texas, Washington county.

An act to amend the charter of the city of Paris.

An act to incorporate Cedar Bluff College, in Simpson county.

An act to repeal an act, entitled "An act for the benefit of the Louisville and Nashville railroad," approved 2d March, 1865.

An act to appropriate money to pay the debts created for repairs on the Green, Barren, and Kentucky rivers.

An act for the benefit of Robert D. Murray, late clerk *pro tem.* of the Larue circuit court.

An act for the benefit of Hillory S. Johnson, late presiding judge of the Larue county court.

An act for the benefit of certain sureties of Jas. B. McWhorter, late sheriff of Taylor county.

An act to incorporate the Lebanon, St. Mary's, Loretta, and Chicago turnpike road company.

An act amending an act authorizing sheriffs and other collecting officers to attach for the payment of State revenue and county levy, approved March 1st, 1863.

An act to amend an act, entitled "An act to amend an act to charter the Board of Internal Improvement for Barren county, and for other purposes, approved January 30, 1867," approved March 5, 1867.

An act for the benefit of the Old Frankfort Road turnpike company.

An act for the benefit of the Red River Iron Manufacturing Company.

An act to provide an additional voting place in Washington county.

An act in relation to the Laurel Springs election and magistrates' district, in Bath county.

An act to create an additional justices' district and voting precinct in Pulaski county.

An act incorporating the Kentucky Mining and Smelting Company.

An act in relation to common carriers, their agents and servants.

An act to create an additional voting district in Metcalfe county.

An act to cede to the United States the jurisdiction over the National Cemeteries in this State, to exempt from taxation, and to protect the same.

An act to incorporate the Kentucky Lodge, No. 5, Brit Abraham, of Louisville.

An act to provide further for the distribution of Cofer's Digest.

An act for the benefit of E. S. Graham.

An act to incorporate the Bryantsville and Sugar Creek turnpike road company.

An act to incorporate the Bourbon Bank.

An act to incorporate the town of Prestonsburg.

An act for the benefit of Nelson Dickerson, late sheriff of Jessamine county.

An act for the benefit of James Hogg, sheriff of Letcher county.

An act for the benefit of the sureties of Thomas S. Page.

An act for the benefit of G. W. Carson, sheriff of Wolfe county.

An act for the benefit of John Friend, late sheriff of Floyd county.

An act for the benefit of James H. Reynolds, late sheriff of Adair county.

An act for the benefit of Julius Hacker, administrator of James Hacker, deceased, late sheriff of Owsley county.

An act to change the place of voting in Union School-house precinct, in Christian county.

An act to change a precinct line in Scott county.

An act authorizing the Louisville chancery court to close Pope street.

An act to change the location of toll-gate No. 7, on the Maysville, Washington, and Lexington turnpike road.

An act to prevent trapping, netting, or seining in the Grassy Lick and Somerset creeks, in Montgomery county.

An act for the benefit of the Cedar Creek turnpike road company.

An act to incorporate the Middletown and Louisville and Frankfort Railroad turnpike road company.

An act to exempt Butler county from the provisions of an act, entitled "An act to prohibit county judges from bringing suits to settle the estates of deceased persons," approved February 11th, 1867.

An act to amend an act appropriating money to pay witnesses, contestants, and others, in the several contested election cases which have been heard and determined during the present session, approved February 17, 1866.

An act authorizing the counties, towns, and cities through or near which the Evansville, Henderson, and Nashville railroad may run, to issue bonds to aid in building said railroad.

An act for the benefit of G. T. Wood, late clerk of the Hart circuit court, and James A. Dawson, late clerk of the Hart county court.

Resolution in reference to railroad reports.

Resolution for the benefit of Ezra Younglove, a soldier of the war of 1812.

Resolution in relation to the Southern Bank of Kentucky.

And had found the same correctly enrolled.

Said bills and resolutions having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto, and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, announcing that he had approved and signed enrolled bills and resolutions, originating in the Senate, of the following titles, viz:

An act for the benefit of the sheriff of Hickman county.

An act to tax income on United States Bonds.

An act to amend the charter of the Old State Road and Ripple Creek turnpike road company, approved March 2d, 1860.

An act to amend an act for the benefit of P. Palmer, late sheriff of Marshall county.

An act to amend the Criminal Code of Practice.

An act to employ and compensate the keeper of the Frankfort Cemetery to keep in order the monuments, graves, and lots therein belonging to the State.

An act to incorporate the Rotary Pump and Engine Company of Covington.

An act for the benefit of the devisees of Nancy Dunlap, a woman of color.

An act to amend the charter of the town of Greenupsburg.

An act to charter the Grand Consistory of Kentucky and its subordinates.

An act to incorporate the Paducah and Florence Packet Company.

An act to amend the act incorporating the Paducah and McCracken County Agricultural and Mechanical Association.

An act for the benefit of J. M. Davidson, sheriff of Floyd county.

An act to authorize the county court of Marshall county to issue bonds to build bridges and repair the public roads of said county.

An act for the benefit of J. C. Calhoun, sheriff of McCracken county.

An act to amend an act to pay military claims audited by the Quarter-Master General.

An act for the benefit of Thomas E. Barnes, of Marshall county.

An act to provide for the assessment for taxation of the property of corporations and the more speedy collection of back tax due thereon.

An act to incorporate the town of Shelby City, in the county of Boyle.

Resolution for the benefit of W. C. Halbert.

Resolution requesting Congress to donate the Harrodsburg Springs grounds to the Independent Order of Odd Fellows.

An act directing the purchase of the Kentucky Codes of Practice, edited by Harvey Myers.

An act for the benefit of W. S. Jackman, late sheriff of Russell county.

An act for the benefit of A. C. Bowman, late sheriff of Breathitt county.

An act to repeal so much of an act, approved February 6, 1866, as relates to the trustees of the town of Marion.

An act to amend an act to provide for auditing and paying military claims.

An act to amend the charter of the city of Covington.

An act to authorize the presiding judge of the Kenton county court to change the boundaries of voting precincts in the city of Covington, and to establish additional voting precincts in said city.

An act for the benefit of W. M. Shipp.

An act for the benefit of the marshal of the town of Monticello.

An act for the benefit of the Kentucky Penitentiary.

An act fixing the terms of the courts of common pleas in the 3d judicial district.

An act to reduce into one the several acts in regard to the town of Lancaster, and for other purposes.

An act to incorporate the Augusta and Dover turnpike road company.

An act to incorporate the Kentucky Coal, Iron, and Manufacturing Company.

An act to incorporate the Cincinnati, Lexington, and East Tennessee railroad company.

An act to provide a mounted police for the county of Fayette.

An act to continue in force the 3d section of an act in relation to the banks of the State, approved March 14, 1862, and re-enacted and approved February 20th, 1864.

An act for the benefit of common school district No. 32, in the county of Fleming.

An act for the benefit of H. C. Cole, late teacher in common school district No. 11, in the county of Lewis.

An act to designate the manner of payment of salaries, appropriations by the General Assembly, and the allowances by courts of the State of Kentucky.

An act to amend the city charter of Paducah, approved March 10, 1856.

An act in relation to idiots and lunatics.

An act to incorporate the Security Bank.

An act to regulate the time of holding the courts of common pleas in the 1st, 3d, and 14th judicial districts.

An act requiring judges of the county courts and justices of the peace to execute bond.

An act to incorporate the Washington Fire Company of Flemingsburg.

An act to establish the boundaries and taxable limits and to amend the charter of the city of Louisville.

An act to fix the compensation of the members of the General Assembly.

An act to incorporate the Day's Mill and Tilton turnpike road company.

An act to amend an act incorporating the Elizabethtown and Paducah railroad company.

An act to amend an act to authorize guardians, trustees of wards, and *cestui que trusts* to make investments in real estate, approved February 21, 1863.

Resolution to pay S. P. Love $76 45, his costs in contested election case against O. P. Johnson.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills, which originated in the House of Representatives, of the following titles, viz:

An act authorizing the county court of Nelson county to subscribe stock in turnpike roads.

An act for the benefit of Green, Marshall & Co.

An act to preserve and perpetuate the Garth Fund.

An act to continue in force an act, entitled "An act to increase the compensation to the Public Printer," approved February 25, 1865.

An act to incorporate St. Mark's High School of Louisville.

An act for the benefit of Alfred Kelly and others.

An act for the benefit of W. J. and John Brewer, of Henry county.

An act to authorize the Logan county court to sell its poor-house and buy a new one.

An act to appropriate money to defray expenses of suit of Missouri vs. Kentucky.

An act to create and regulate the office of county treasurer for Bourbon county.

An act for the benefit of the Montgomery county court.

An act to amend an act, entitled "An act to authorize the Graves county court to issue bonds and create a sinking fund to liquidate the same," approved February 3, 1866, chapter 344.

An act to extend the provisions of an act, entitled "An act for the benefit of Hezekiah Combs, late sheriff of Perry county."

An act for the benefit of Montgomery county.

An act for the benefit of R. M. Kercheval, sheriff of Anderson county.

An act to change the time of holding the circuit courts of Lincoln and Casey counties.

An act for the benefit of Simpson county.

An act for the benefit of Samuel W. Owens, late clerk of the Mason circuit court.

An act to change the time of holding the Simpson and Butler county circuit courts.

An act to authorize the county court of Trimble county to levy an additional ad valorem and poll tax for county purposes.

An act for the benefit of M. B. Goble, late clerk of Lawrence county.

An act for the benefit of Lewis L. Moore, of McLean county.

An act to amend an act organizing the county of Webster, approved February 29, 1860.

An act to change the time of holding the Monroe quarterly court.

An act for the benefit of Thos. H. Richardson and Wm. Webb, justices of the peace for Ballard county.

An act for the benefit of Harlan county.

An act for the benefit of A. Q. Baker, of Boone county.

An act to authorize the Shelby county court to make subscriptions to the capital stock of turnpike road companies.

An act for the benefit of James M. Harper and Mary Johnson, widow of James A. Johnson, deceased.

An act to incorporate Liberty Royal Arch Chapter, No. 84.

An act to amend an act, entitled "An act to incorporate the Montgomery and Bath Counties Associated turnpike road company."

An act to incorporate the West Union Sons of Louisville.

An act to incorporate T. W. Wash Lodge, No. 430, Free and Accepted Masons, in Boyle county.

An act to incorporate Deaver Lodge, No. 394, Free and Accepted Masons, in Casey county.

An act to provide for election by the people of all officers of the city of Newport.

An act supplemental to an act to incorporate the Owensboro and Russellville railroad company.

An act to amend an act, entitled "An act to incorporate the town of Woodburn, Warren county, Kentucky."

An act to incorporate the Auction Mart Association, of Louisville.

An act to incorporate the town of Harmony, in Owen county.

An act to amend the law in relation to the selection and payment of jail guards.

The Senate then took a recess until seven and a half o'clock, P. M.

Mr. Cleveland moved the following resolution, viz:

Resolved, That the thanks of the Senate are hereby tendered Lieutenant Governor Jacob, for the able and impartial manner he has discharged the duties of his position as Presiding Officer of the Senate.

Which was adopted.

Mr. Cleveland also moved the following resolution, viz:

Resolved, That the thanks of the Senate are due, and are hereby tendered, to the Clerks and other officers of the Senate for their faithful discharge of the duties connected with their several positions.

And then the Senate adjourned.

MONDAY, MARCH 11, 1867.

A message was received from the House of Representatives, announcing that they had passed a bill, entitled

An act in relation to Flat Creek precinct, in Grant county;

Which bill was taken up, read the first time, and ordered to be read a second time.

The constitutional provision as to the third reading of said bill being dispensed with,

Ordered, That said bill be read a third time.

The constitutional provision as to the third reading of said bill being dispensed with,

Resolved, That said bill do pass, and that the title thereof be as aforesaid.

Mr. Lilly, from the Committee on Finance, reported bills of the following titles, viz:

A bill for the benefit of Thomas J. Chestnut.

A bill for the benefit of John B. Lindsey.

Which bills were severally read the first time, and ordered to be read a second time.

The constitutional provision as to the second reading of said bills being dispensed with,

Ordered, That said bills be engrossed and read a third time.

The constitutional provision as to the third reading of said bills being dispensed with, and the same being engrossed,

Resolved, That said bills do pass, and that the titles thereof be as aforesaid.

A message was received from the House of Representatives, announcing that they had disagreed to a bill from the Senate, entitled

An act for the benefit of John B. Lindsey.

That they had passed a bill from the Senate, entitled

An act for the benefit of Thomas J. Chestnut.

A message was received from the Governor by Mr. Page, Assistant Secretary of State, which was taken up and read as follows, viz:

EXECUTIVE DEPARTMENT,
FRANKFORT, KY., March 11th, 1867.

Gentlemen of the Senate:

I nominate for your advice and consent Richard Knott and John W. Barr, to be Directors on the part of the State in the Bank of Kentucky.

THOS. E. BRAMLETTE,
Governor of Kentucky.

The Senate, according to order, took up for consideration a bill from the House of Representatives, entitled

An act providing for the submission to a vote of the people of the State the question of an increase of the State school tax.

Said bill was then read a third time as follows, viz:

§ 1. *Be it enacted by the General Assembly of the Commonwealth of Kentucky*, That it shall be the duty of the sheriffs and other officers conducting the next annual election, to be held on the first Monday in August next, to open a poll in the various precincts in their respective counties, and take the sense of the qualified voters of this Commonwealth upon the propriety and expediency of imposing an additional tax of five cents on each one hundred dollars' worth of property in the State, for the purpose of increasing the Common School Fund of Kentucky.

§ 2. That it shall be the duty of the sheriff, in each election precinct in the State, to propound distinctly to each voter the question: "Are you for or against levying an additional tax of five cents on each one hundred dollars' worth of property to increase the Common School Fund?" and it shall be the duty of the clerk of the election to record the vote for or against the tax, according to the response of the voter.

§ 3. That it shall be the duty of the several sheriffs and other returning officers to make out a correct list of the vote required to be taken under the provisions of this act, and cause the same to be delivered to the Secretary of State at the same time at which the other returns of the election are delivered to him; and, upon a failure to do so, they shall be fined in the sum of one thousand dollars, to be recovered against them as other fines are recovered under the existing laws regulating elections in this State.

§ 4. That when the Board of Examiners shall have compared the returns, it shall be the duty of the Governor to issue his proclamation of the result; and if it shall appear that a majority of the qualified voters of the State have voted in favor of levying the aforesaid additional tax, such tax shall be levied accordingly thenceforward annually and paid into the Treasury, and disbursed for the benefit of the common schools of the State as the present five cents State school tax is levied and paid into the Treasury and disbursed.

§ 5. That it shall be the duty of the Public Printer to print and deliver to the Secretary of State, as nearly as can be ascertained, one copy of this act for each election precinct in the State, and of the Secretary of State to forward, to the clerk of each county court in the State, the copies designed for his county, in time for them to reach him on or before the first day of July, 1867; and of the clerk to deliver the same to the sheriff, taking his receipt therefor; and of the sheriff to put one copy of the act at the place of holding elections in each election precinct in the county, at least twenty

days before the election at which the vote mentioned in this act is to be taken.

§ 6. That any person, other than a qualified voter of this State, who shall vote for or against the proposition in this act mentioned, shall be subject to all the fines and penalties now in force under the existing laws of the State for improperly voting at elections.

§ 7. That the provisions of this act shall not be construed so as to apply to the property of negroes and mulattoes.

The question was then taken on the passage of said bill, and it was decided in the negative, a quorum not voting thereon.

The yeas and nays being required thereon by Messrs. Wright and Cook, were as follows, viz:

Those who voted in the affirmative, were—

John B. Bruner,	Henry C. Lilly,	John A. Prall,
F. L. Cleveland,	J. D. Landrum,	H. Thompson,
Milton J. Cook,	John W. F. Parker,	I. C. Winfrey,
W. C. Halbert,	Elijah Patrick,	W. J. Worthington—12.

Those who voted in the negative, were—

John G. Carlisle,	O. P. Johnson,	Philip Swigert,
A. D. Cosby,	George C. Riffe,	George Wright—6.

Mr. Winfrey, from the Committee on Enrollments, reported that they had examined enrolled bills and a resolution, originating in the House of Representatives, of the following titles, viz:

An act for the benefit of certain men who belonged to the State troops.

An act to change the name of Lafayette and Jacob streets, in the city of Louisville.

An act to authorize sheriffs and other collecting officers to receive United States Treasury notes and the notes of National Banks in payment of public taxes, &c., and directing the Treasurer to disburse the same.

An act for the benefit of James W. Finnie.

An act for the benefit of Henry Lucas, formerly a sheriff of McLean county.

An act for the benefit of Julius Hacker, late sheriff of Owsley county.

An act for the benefit of Joseph Morehead.

An act to incorporate the Logan Female College Company.

An act to repeal the 1st section of an act, entitled "An act for the benefit of J. W. Hutcherson," approved 5th of February, 1861.

An act to legalize certain acts of the Garrard county court.

An act establishing quarterly courts in the county of Josh Bell.

An act requiring the assessors of tax in this Commonwealth to report the first name in full of all persons whose lists they may take.

An act authorizing the Washington county court to levy an additional ad valorem tax to pay the debts of said county.

An act to amend the charter of the Security Insurance Company.

An act concerning toll gates on the Eminence and Shelbyville turnpike road.

An act to allow Elijah Moreman, a man of color, to join in wedlock people of his own race in this Commonwealth.

An act to incorporate the Big Sandy Valley Railroad and Improvement Company.

An act to authorize school district No. 7, in Washington county, to levy a tax for school purposes.

An act for the benefit of James M. Kennedy.

An act for the benefit of the town of Eminence.

An act to incorporate Columbia Royal Arch Chapter, No. 7, of Free and Accepted Masons.

An act to incorporate the Columbia Lodge, No. 96, of Free and Accepted Masons.

An act to incorporate the Louisville Insurance and Banking Company.

An act for the benefit of Mercer county.

An act in regard to Flat Creek precinct, in Grant county.

Resolutions upon the death of E. L. VanWinkle, late Secretary of State.

And enrolled bills, which originated in the Senate, of the following titles, viz:

An act to incorporate the Paris, Winchester, Richmond, and East Tennessee railroad company.

An act for the benefit of B. F. Jameson, sheriff of Hart county,

An act to incorporate the town of South Covington, in Kenton county.

An act to incorporate the Cincinnati and Covington, and Cincinnati and Cumberland Gap railroad company.

An act supplemental to an act to amend the law in relation to the selection and payment of jail guards, approved March 9, 1867.

An act in relation to the Bank of Kentucky.

An act authorizing a change of venue in the case of Sidney and others, of color, against May's administrator

An act to tax shares of capital stock in banks and banking associations, established under a law of Congress of the United States of America, usually denominated National Banks.

An act to prohibit the sale of spirituous, malt, or vinous liquors in the town of Grundy or within one mile of its limits.

An act to amend the 3d article of chapter 86 of the Revised Statutes.

An act to charter the Cornwall Candle Factory.

An act to incorporate the Louisville and Carrollton River Packet Company.

An act to amend the charter of the Lexington and Big Sandy railroad company, Western Division.

An act to incorporate the Cincinnati, Louisville, and Covington People's Mutual Coal Company.

An act to incorporate Breckinridge Lodge, No. 67, Ancient York Masons.

An act for the benefit of W. O. Murrell, of Adair county.

An act for the benefit of Thomas J. Chestnut.

And had found the same correctly enrolled.

Said bills and resolution having been signed by the Speaker of the House of Representatives, the Speaker of the Senate affixed his signature thereto. and they were delivered to the committee to be presented to the Governor for his approval and signature.

After a short time, Mr. Winfrey reported that the committee had performed that duty.

A message was received from the Governor, announcing that he had signed and approved enrolled bills, originating in the Senate, of the following titles, viz:

An act to increase the resources of the Sinking Fund, and to provide for the immediate payment of the State debt.

An act to incorporate the Webster Coal Company.

An act to amend an act, entitled "An act authorizing the presiding judge of the Kenton county court to hold quarterly terms at Covington."

An act to charter the Central Market Company of Louisville.

An act to fix the rent of the Kentucky Penitentiary.

An act to amend an act, approved 17th February, 1866, entitled "An act to amend an act to amend article 3, chapter 86, Revised Statutes," approved 30th September, 1861.

An act to amend the law in relation to the Agent of the Auditor.

An act to amend the penal laws of Kentucky.

An act to amend chapter 28, article 4, title "Crimes and Punishments," of the Revised Statutes.

An act to consolidate the towns of Jamestown and Brooklyn, in Campbell county, and incorporate the city of Dayton.

An act to amend the charter of the city of Covington.

An act to incorporate the Flemingsburg and Mayslick turnpike road company.

An act to incorporate the Hawesville Deposit Bank.

An act amending the charter of the Frankfort Female College.

An act to incorporate the Salt Lick, Esculapia, and Mount Carmel turnpike road company.

An act to amend an act, entitled "An act to incorporate the Vanceburg, Salt Lick, Tollsboro, and Maysville turnpike road company."

An act for the benefit of John W. Combs, late sheriff of Woodford county.

An act to change the line between districts Nos. 11 and 6, in Graves county.

An act to change the time of holding courts in the 11th judicial district.

An act to provide for the punishment of persons selling goods with false brands.

An act to amend chapter 28, section 22, Revised Statutes, entitled "Crimes and Punishments."

An act for the benefit of J. B. Fitch, late sheriff of Lewis county.

An act to amend section 21, chapter 7, Revised Statutes, title "Boats and Navigation."

An act to incorporate the Maxville, Aliceton, and Rolling Fork turnpike road company.

An act for the benefit of the trustees of the Christian Church of Williamstown.

An act to charter the Louisville Young Men's Christian Association.

An act to amend an act, entitled "An act to charter the board of internal improvement for Barren county, and for other purposes, approved January 30th, 1867," approved March 5th, 1867.

An act to authorize the Ohio county court to levy an additional tax to build bridges and repair roads in said county.

An act to incorporate Chrystal Division, No. 67, Sons of Temperance.

An act to charter the Cornwall Candle Factory.

An act to incorporate the Cincinnati and Covington, and Cincinnati and Cumberland Gap railroad company.

An act supplemental to an act to amend the law in relation to the selection and payment of jail guards, approved March 9, 1867,

An act authorizing a change of venue in the case of Sydney and others, of color, against May's administrator.

An act for the benefit of B. F. Jameson, sheriff of Hart county.

An act to incorporate the town of South Covington, in Kenton county.

An act to incorporate the Paris, Winchester, Richmond, and East Tennessee railroad company.

An act for the benefit of W. O. Murrell, of Adair county.

An act to incorporate the Cincinnati, Louisville, and Covington People's Mutual Coal Company.

An act to amend the charter of the Lexington and Big Sandy railroad company, Western Division.

An act to incorporate Breckinridge Lodge, No. 67, Ancient York Masons.

An act to prevent the sale of spirituous, malt, or vinous liquors in the town of Grundy, or within one mile of its limits.

An act to amend the 3d article, of chapter 86, of the Revised Statutes.

An act to tax the shares of capital stock in banks and banking associations, established under a law of Congress of the United States of America, usually denominated National Banks.

An act to incorporate the Louisville and Carrollton River Packet Company.

An act in relation to the Bank of Kentucky.

An act for the benefit of Thomas J. Chestnut.

A message was received from the House of Representatives, announcing that they had received official information from the Governor that he had approved and signed enrolled bills and resolutions, which originated in the House of Representatives, of the following titles, viz:

An act fixing the terms of the courts of common pleas in the 3d judicial district.

An act to incorporate the Farmers' and Drovers' Insurance Company of Kentucky.

An act to amend the charter of the Louisville City railway company.

An act to create an additional election precinct in Henry county.

An act for the benefit of John T. Jackson.

An act to amend an act to incorporate the Stanford and Richmond railroad company, approved 27th February, 1867.

An act to incorporate the Murray Royal Arch Chapter, No. 92, of Free and Accepted Masons, in the town of Murray, Calloway county.

An act to amend an act, entitled "An act to incorporate the Mt. Sterling, Winchester, Owingsville, and Jeffersonville turnpike road companies," approved March 1st, 1848.

An act concerning the limits of the town of Harrodsburg.

An act to change the corporate limits of the town of Catlettsburg.

An act to amend an act to incorporate the town of London.

An act to repeal an act, entitled "An act to divide the Poosey precinct, in Madison county," approved February 13th, 1866.

An act giving W. S. Hicks, of Henderson county, further time to pay in the balance of the revenue for the year 1866.

An act to incorporate the Kentucky Charity Dispensary.

An act for the benefit of Arch Austin, of the county of Josh Bell.

An act for the benefit of John H. Butler, late sheriff of Allen county.

An act to incorporate the Owingsville and Sherburn turnpike road company.

An act for the benefit of turnpike roads within this State.

An act to change the voting place in Prewitt's Knob.

An act to change a voting place in Larue county.

An act to incorporate the Owingsville and McIntyre's Ferry turnpike road company, in Bath county.

An act to incorporate the Wyoming and Bald Eagle turnpike road.

An act to amend an act, entitled "An act to incorporate the Falls City Bank," approved January 21st, 1865.

An act to authorize the building of a dam across the North Fork of the Kentucky river.

An act to change the boundary line between districts Nos. 1 and 8, in Carter county.

An act to change the voting precinct in Hampton's district, in Morgan county.

An act to amend an act for the benefit of the Lancaster and Crab Orchard turnpike road company, approved February 17, 1866.

An act to amend an act to incorporate the Danville, Dix River, and Lancaster turnpike road company, approved February 24, 1854.

An act declaring Mayfield Creek navigable.

An act to repeal an act, entitled "An act for the benefit of the board of internal improvement for Scott county," approved January 21, 1865.

An act to repeal an act, entitled "An act for the benefit of the Covington and Lexington or Kentucky Central, and Louisville and Frankfort and Lexington and Frankfort railroad companies," approved March 2d, 1865.

An act to repeal an act, entitled "An act for the benefit of the Louisville and Nashville railroad," approved March 2d, 1865.

An act to amend chapter 15 of the Revised Statutes, title "Citizens, Expatriation, and Aliens."

An act to incorporate the Pleasant View Baptist Church, in Owen county.

An act to amend section 1 of an act, entitled "An act to prevent the wanton destruction of fish in Green river and its tributaries, and section 21, chapter 7, of the Revised Statutes."

An act authorizing the Governor to supply the county courts of this Commonwealth with measures and weights.

An act to amend an act, entitled "An act to charter the Planters' Bank of Kentucky at Owensboro."

An act for the benefit of Michael Razor.

An act to provide certain books for the use of the Bath circuit and county courts.

An act to amend the charter of the city of Paris.

An act for the benefit of Hillory S. Johnson, late presiding judge of the Larue county court.

An act to incorporate the Texas Academy at Texas, Washington county.

An act for the benefit of Robert D. Murray, late clerk *pro tem.* of the Larue circuit court.

An act to amend section 1, article 2, chapter 99, of Revised Statutes, entitled "Licensed Merchants," so far as the same relates to the counties of Madison and Henry.

An act for the benefit of the several county courts of this State.

An act for the benefit of the Old Frankfort Road turnpike company.

An act to amend and repeal part of an act approved 18th December, 1865, entitled "An act to amend an act to authorize the city of Paris to raise by taxation a fund for the support of public schools."

An act for the benefit of school district No. 1, in Harrison county, and other school districts similarly situated.

An act for the benefit of school district No. 54, in Caldwell county.

An act to enable the court of claims of Grayson county to levy a tax and pay a claim due to Henry Hill for medicines and extra attention to B. F. Dewees.

An act to incorporate the Lancaster City Hall Association.

An act to incorporate the Central Financial Association, of Danville.

An act to amend the charter of the Winchester and Mt. Sterling turnpike road company.

An act to protect the farmers of Boone county against certain trespasses.

An act for the benefit of James T. Applegate, late sheriff of Pendleton county.

An act for the benefit of John H. Allison, sheriff of Lawrence county.

An act to incorporate the Bank of Commerce.

An act to incorporate Cedar Bluff College, in Simpson county.

An act legalizing certain proceedings of the Garrard circuit court for the benefit of James H. Buford, Elizabeth Buford, and John H. West.

An act to incorporate the Lebanon, St. Mary's, Loretto, and Chicago turnpike road company.

An act to establish an additional justices' district and voting precinct in Pike county.

An act to charter the Pleasant Hill and Jessamine County turnpike road company.

An act amending an act authorizing sheriffs and other collecting officers to attach for the payment of State revenue and county levy, approved March 1st, 1863.

An act for the benefit of certain sureties of James B. McWhorter, late sheriff of Taylor county.

An act to incorporate the Middletown and Louisville and Frankfort Railroad turnpike road company.

An act for the benefit of the sureties of Thomas S. Page.

An act to provide further for the distribution of Cofer's Digest.

An act to create an additional voting place in Metcalfe county.

An act to change the place of voting in Union school-house precinct, in Christian county.

An act to prevent trapping, netting, or seining in the Grassy Lick and Somerset creeks, in Montgomery county.

An act for the benefit of John Friend, late sheriff of Floyd county.

An act for the benefit of N. Dickerson, late sheriff of Jessamine county.

An act for the benefit of James Hogg, sheriff of Letcher county.

An act for the benefit of G. W. Carson, sheriff of Wolfe county.

An act declaring Wolf Lick Creek navigable, in Logan county.

An act for the benefit of Alexander Hannah, of Carter county.

An act to amend an act to incorporate the Pine Grove and Bourbon County turnpike road company.

An act for the benefit of the Sardis turnpike road company, in Mason county.

An act to legalize the election of the town officers of Falmouth, in Pendleton county.

An act for the benefit of Fayette county.

An act for the benefit of A. J. Mershon.

An act to change the line between voting districts in Adair county.

An act to incorporate the town of White Mills, in Hardin county.

An act to incorporate the town of Parksville, in Boyle county.

An act for the benefit of the Parksville turnpike road company.

An act to incorporate the Farmers' and Merchants' Exchange of Lexington.

An act for the benefit of negroes and mulattoes in this Commonwealth.

An act to incorporate the Louisville Marine Association.

An act to appropriate money to pay the debts created for repairs on the Green, Barren, and Kentucky rivers.

An act to amend the laws of Georgetown.

An act to incorporate the Louisville Journal Company.

An act to incorporate the Richenour turnpike road company, in the county of Campbell.

An act to authorize the city of Henderson to issue bonds for railroad purposes.

An act to charter the Kentucky Wine Company.

An act to incorporate the Louisville Commercial Company.

An act in regard to Home Guard and other arms in the hands of citizens of this State.

An act further to provide for changes of venue in civil actions.

An act for the benefit of the trustees of Union Meeting-house, in Lewis county.

An act authorizing the Franklin county court to subscribe money in aid of the Cedar Creek turnpike road company.

An act to amend an act, entitled "An act to reduce into one and digest the acts and amendatory acts incorporating the city of Lexington," approved February 16th, 1867.

An act concerning the police judge and marshal of Newcastle.

An act to legalize the building of a mill dam across the North Fork of the Kentucky river, near the mouth of First creek.

An act for the benefit of T. Fowler & Co.

An act declaring the Russellville Herald a public authorized newspaper.

An act to amend the charter of the town of Bowling Green.

An act to amend the charter of the Winchester and Lexington turnpike road company.

An act to protect the farmers of Jefferson and Campbell counties from trespass.

An act to amend the charter of the Paris and Georgetown turnpike road company.

An act to incorporate Murray Lodge, No. 105, of Free and Accepted Masons, in the town of Murray, county of Calloway.

An act to incorporate the North Middletown and Cane Ridge turnpike company.

An act to incorporate the Owingsville and McCormick's turnpike road company, in Bath county.

An act to change the name of Goose Horn precinct, in Barren county, and for other purposes.

An act for the benefit of certain common school districts in this State.

An act amending the laws in relation to the town of Grayson, in Carter county.

An act to incorporate Jerusalem Lodge, No. 9, Ancient York Masons.

An act for the benefit of the town of Mayfield, in Graves county.

An act requiring Wm. Kibby, of Carter county, to build a slope to his mill-dam on Little Sandy river.

An act to incorporate the South Elkhorn, Keene, and Delaney's Ferry turnpike road company.

An act to incorporate the Upper Blue Lick turnpike road, in Mason county.

An act to incorporate the Cedar Creek and Cox's Gap turnpike road company.

An act to incorporate the Walnut Flat and Hall's Gap turnpike road company.

An act to incorporate the Lewisburg and Taylor's Mill turnpike road, in Mason county.

An act concerning the county roads in Henderson, Union, and Taylor counties.

An act further to amend the act in relation to Elizabethtown, and to extend its limits, approved February 27, 1867.

An act to increase and change the voting precinct, Stephensburg, No. 4, in Hardin county.

An act establishing an additional voting place in Graves county.

An act to change the voting place in precinct No. 3, in Green county.

An act to incorporate the Jacksonville and Newtown turnpike road company.

An act to incorporate the Worthville, Port Royal, and Newcastle turnpike road company.

An act to incorporate the Paris and Ruddle's Mills turnpike road company.

An act to amend the charter of the Ruddle's Mills and Shawhan's Station turnpike road company.

An act to incorporate the Pleasureville and Demaree's Store turnpike road company.

An act to incorporate the Cooper's Run turnpike road company.

An act to incorporate the Elizabethtown Town Hall Company.

An act to incorporate the J. Speed Smith Lodge, No. 298, Free and Accepted Masons, of Willisburg, Washington county.

An act to incorporate Fairview Lodge, No. 214, Free and Accepted Masons.

An act to incorporate the Mayslick and Murphysville turnpike road company, in Mason county.

An act to incorporate the Pine Knob turnpike road company.

An act to incorporate the St. Louis and Nashville railroad company.

An act to increase the salary of the State Librarian.

An act for the benefit of James H. Reynolds, late sheriff of Adair county.

An act for the benefit of Julius Hacker, administrator of James Hacker, deceased, late sheriff of Owsley county.

An act to incorporate the Bourbon Bank.

An act to incorporate the Bryantsville and Sugar Creek turnpike road company.

An act to incorporate the town of Prestonsburg.

An act for the benefit of E. S. Graham.

An act to create an additional justices' district and voting precinct in Pulaski county.

An act in relation to the Laurel Springs election and magistrates' district, in Bath county.

An act for the benefit of the Red River Iron Manufacturing Company.

An act to provide an additional voting place in Washington county.

An act incorporating the Kentucky Mining and Smelting Company.

An act to incorporate Kentucky Lodge, No. 5, Brit Abraham, of Louisville.

An act to cede to the United States the jurisdiction over the national cemeteries in this State, to exempt from taxation, and to protect the same.

An act in relation to common carriers, their agents and servants.

An act to change a precinct line in Scott county.

An act authorizing the Louisville chancery court to close Pope street.

An act for the benefit of the Cedar Creek turnpike road company.

An act to change the location of toll-gate No. 7, on the Maysville, Washington, and Lexington turnpike road.

An act to amend an act appropriating money to pay witnesses, contestants, and others, in the several contested election cases which have been heard and determined during the present session, approved February 17th, 1866.

An act for the benefit of George T. Wood, late clerk of the Hart circuit court, and J. A. Dawson, late clerk of the Hart county court.

An act to authorize the counties, cities, and towns through or near to which the Evansville, Henderson, and Nashville railroad runs, to issue bonds to aid in the construction of said road.

An act to exempt Butler county from the provisions of an act, entitled "An act to prohibit county judges from bringing suits to settle the estates of deceased persons," approved February 11th, 1867.

An act to amend the charter of the Security Insurance Company.

An act for the benefit of certain men who belonged to the State troops.

An act to change the name of Lafayette and Jacob streets, in the city of Louisville.

An act for the benefit of Joseph Morehead.

An act to authorize the sheriffs and other collecting officers to receive United States Treasury notes and notes of National Banks in payment of public taxes, &c., and directing the Treasurer to disburse the same.

An act to legalize certain acts of the Garrard county court.

An act to incorporate the Sandy Valley Railroad and Improvement Company.

An act requiring the assessors of tax in this Commonwealth to report the first name in full of all persons whose lists they may take.

An act for the benefit of Henry Lucas, formerly a sheriff of McLean county.

An act to repeal the 1st section of an act, entitled "An act for the benefit of J. W. Hutcherson," approved 5th February, 1861.

An act for the benefit of Julius Hacker, late sheriff of Owsley county.

An act to incorporate Columbia Royal Arch Chapter, No. 7, Free and Accepted Masons.

An act for the benefit of the town of Eminence.

An act to allow E. Moreman, a man of color, to join in wedlock people of his own race in this Commonwealth.

An act to authorize school district No. 7, in Washington county, to levy a tax for school purposes.

An act for the benefit of James W. Kennedy.

An act to incorporate the Louisville Insurance and Banking Company.

An act to incorporate Columbia Lodge, No. 96, Free and Accepted Masons.

An act establishing quarterly courts in the county of Josh Bell.

An act to incorporate the Logan Female College Company.

An act for the benefit of James W. Finnie.

An act concerning toll-gates on the Eminence and Shelbyville turnpike road company.

An act to authorize the Washington county court to levy an additional ad valorem tax to pay the debts of said county.

Resolutions upon the death of E. L. VanWinkle, late Secretary of State.

Resolution in reference to railroad reports.

Resolution in relation to Southern Bank of Kentucky.

Resolution directing the Secretary of State to furnish certain books.

Resolution for the benefit of Ezra Younglove, a soldier of the war of 1812.

A message was received from the House of Representatives, announcing that a committee had been appointed to inform the Senate that they were through with all legislative business, and were now ready to adjourn, and also that the same committee had been appointed to act in conjunction with a similar committee, to be appointed by the Senate, to wait upon the Governor and ascertain whether he had any further communication to make, as the General Assembly had completed their legislative business.

Mr. J. D. Landrum moved that a similar committee be appointed by the Senate, to perform the like duties.

Whereupon, Messrs. J. D. Landrum and Bruner were appointed said committee.

After a short time, Mr. Landrum reported that the committee had performed the duty assigned them, and that the Governor requested the committee to inform the General Assembly that he had no further communication to make.

Mr. Wright moved that the Senate do now adjourn *sine die*.

And the question being taken thereon, it was decided in the affirmative.

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